

108TH CONGRESS
1ST SESSION

H. R. 2673

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 6, 2003

Ordered to be printed with the amendment of the Senate

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2004, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 ~~That the following sums are appropriated, out of any~~
4 ~~money in the Treasury not otherwise appropriated, for Ag-~~
5 ~~riculture, Rural Development, Food and Drug Administra-~~
6 ~~tion, and Related Agencies programs for the fiscal year~~
7 ~~ending September 30, 2004, and for other purposes,~~
8 ~~namely:~~

1 TITLE I
2 AGRICULTURAL PROGRAMS
3 PRODUCTION, PROCESSING, AND MARKETING
4 OFFICE OF THE SECRETARY

5 For necessary expenses of the Office of the Secretary
6 of Agriculture, \$3,468,000: *Provided*, That not to exceed
7 \$11,000 of this amount shall be available for official recep-
8 tion and representation expenses, not otherwise provided
9 for, as determined by the Secretary.

10 EXECUTIVE OPERATIONS

11 CHIEF ECONOMIST

12 For necessary expenses of the Chief Economist, in-
13 cluding economic analysis, risk assessment, cost-benefit
14 analysis, energy and new uses, and the functions of the
15 World Agricultural Outlook Board, as authorized by the
16 Agricultural Marketing Act of 1946 (7 U.S.C. 1622g),
17 \$8,716,000.

18 NATIONAL APPEALS DIVISION

19 For necessary expenses of the National Appeals Divi-
20 sion, \$13,670,000.

21 OFFICE OF BUDGET AND PROGRAM ANALYSIS

22 For necessary expenses of the Office of Budget and
23 Program Analysis, \$7,749,000.

24 OFFICE OF THE CHIEF INFORMATION OFFICER

25 For necessary expenses of the Office of the Chief In-
26 formation Officer, \$14,993,000.

1 COMMON COMPUTING ENVIRONMENT

2 For necessary expenses to acquire a Common Com-
3 puting Environment for the Natural Resources Conserva-
4 tion Service, the Farm and Foreign Agricultural Service,
5 and the Rural Development mission areas for information
6 technology, systems, and services, \$133,155,000 (reduced
7 by \$8,656,000) (reduced by \$3,500,000) (reduced by
8 \$20,000,000), to remain available until expended, for the
9 capital asset acquisition of shared information technology
10 systems, including services as authorized by 7 U.S.C.
11 6915–16 and 40 U.S.C. 1421–28: *Provided*, That obliga-
12 tion of these funds shall be consistent with the Depart-
13 ment of Agriculture Service Center Modernization Plan of
14 the county-based agencies, and shall be with the concur-
15 rence of the Department’s Chief Information Officer.

16 OFFICE OF THE CHIEF FINANCIAL OFFICER

17 For necessary expenses of the Office of the Chief Fi-
18 nancial Officer, \$5,785,000: *Provided*, That the Chief Fi-
19 nancial Officer shall actively market and expand cross-
20 servicing activities of the National Finance Center: *Pro-*
21 *vided further*, That no funds made available by this appro-
22 priation may be obligated for FAIR Act or Circular A-
23 76 activities until the Secretary has submitted to the Com-
24 mittees on Appropriations of both Houses of Congress a

1 report on the Department's contracting out policies, in-
 2 cluding agency budgets for contracting out.

3 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
 4 RIGHTS

5 For necessary salaries and expenses of the Office of
 6 the Assistant Secretary for Civil Rights, \$397,000 (in-
 7 creased by \$411,000).

8 OFFICE OF THE ASSISTANT SECRETARY FOR
 9 ADMINISTRATION

10 For necessary salaries and expenses of the Office of
 11 the Assistant Secretary for Administration, \$678,000.

12 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
 13 PAYMENTS

14 (INCLUDING TRANSFERS OF FUNDS)

15 For payment of space rental and related costs pursu-
 16 ant to Public Law 92-313, including authorities pursuant
 17 to the 1984 delegation of authority from the Adminis-
 18 trator of General Services to the Department of Agri-
 19 culture under 40 U.S.C. 486, for programs and activities
 20 of the Department which are included in this Act, and for
 21 alterations and other actions needed for the Department
 22 and its agencies to consolidate unneeded space into con-
 23 figurations suitable for release to the Administrator of
 24 General Services, and for the operation, maintenance, im-
 25 provement, and repair of Agriculture buildings and facili-

1 ties, and for related costs, as follows: for payments to the
2 General Services Administration, \$124,332,000 (reduced
3 by \$800,000), for buildings operations and maintenance,
4 \$32,559,000, to remain available until expended: *Pro-*
5 *vided*, That not to exceed 5 percent of amounts which are
6 made available for space rental and related costs for the
7 Department of Agriculture in this Act may be transferred
8 between such appropriations to cover the costs of new or
9 replacement space 15 days after notice thereof is trans-
10 mitted to the Appropriations Committees of both Houses
11 of Congress.

12 HAZARDOUS MATERIALS MANAGEMENT

13 (INCLUDING TRANSFERS OF FUNDS)

14 For necessary expenses of the Department of Agri-
15 culture, to comply with the Comprehensive Environmental
16 Response, Compensation, and Liability Act (42 U.S.C.
17 9601 et seq.) and the Resource Conservation and Recovery
18 Act (42 U.S.C. 6901 et seq.), \$15,713,000, to remain
19 available until expended: *Provided*, That appropriations
20 and funds available herein to the Department for Haz-
21 ardous Materials Management may be transferred to any
22 agency of the Department for its use in meeting all re-
23 quirements pursuant to the above Acts on Federal and
24 non-Federal lands.

1 DEPARTMENTAL ADMINISTRATION

2 (INCLUDING TRANSFERS OF FUNDS)

3 For Departmental Administration, \$38,592,000 (in-
4 creased by \$2,005,000), to provide for necessary expenses
5 for management support services to offices of the Depart-
6 ment and for general administration, security, repairs and
7 alterations, and other miscellaneous supplies and expenses
8 not otherwise provided for and necessary for the practical
9 and efficient work of the Department: *Provided*, That this
10 appropriation shall be reimbursed from applicable appro-
11 priations in this Act for travel expenses incident to the
12 holding of hearings as required by 5 U.S.C. 551–558.

13 OFFICE OF THE ASSISTANT SECRETARY FOR

14 CONGRESSIONAL RELATIONS

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary salaries and expenses of the Office of
17 the Assistant Secretary for Congressional Relations to
18 carry out the programs funded by this Act, including pro-
19 grams involving intergovernmental affairs and liaison
20 within the executive branch, \$3,796,000: *Provided*, That
21 these funds may be transferred to agencies of the Depart-
22 ment of Agriculture funded by this Act to maintain per-
23 sonnel at the agency level: *Provided further*, That no funds
24 made available by this appropriation may be obligated
25 after 30 days from the date of enactment of this Act, un-

1 less the Secretary has notified the Committees on Appro-
2 priations of both Houses of Congress on the allocation of
3 these funds by USDA agency: *Provided further*, That no
4 other funds appropriated to the Department by this Act
5 shall be available to the Department for support of activi-
6 ties of congressional relations.

7 OFFICE OF COMMUNICATIONS

8 For necessary expenses to carry out services relating
9 to the coordination of programs involving public affairs,
10 for the dissemination of agricultural information, and the
11 coordination of information, work, and programs author-
12 ized by Congress in the Department, \$9,245,000: *Pro-*
13 *vided*, That not to exceed \$2,000,000 may be used for
14 farmers' bulletins.

15 OFFICE OF THE INSPECTOR GENERAL

16 For necessary expenses of the Office of the Inspector
17 General, including employment pursuant to the Inspector
18 General Act of 1978, \$77,314,000 (increased by
19 \$800,000), including such sums as may be necessary for
20 contracting and other arrangements with public agencies
21 and private persons pursuant to section 6(a)(9) of the In-
22 spector General Act of 1978, and including not to exceed
23 \$125,000 for certain confidential operational expenses as
24 well as the payment of informants, to be expended under

1 the direction of the Inspector General pursuant to Public
2 Law 95-452 and section 1337 of Public Law 97-98.

3 OFFICE OF THE GENERAL COUNSEL

4 For necessary expenses of the Office of the General
5 Counsel, \$34,700,000.

6 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,

7 EDUCATION, AND ECONOMICS

8 For necessary salaries and expenses of the Office of
9 the Under Secretary for Research, Education, and Eco-
10 nomics to administer the laws enacted by the Congress
11 for the Economic Research Service, the National Agricul-
12 tural Statistics Service, the Agricultural Research Service,
13 and the Cooperative State Research, Education, and Ex-
14 tension Service, \$597,000.

15 ECONOMIC RESEARCH SERVICE

16 For necessary expenses of the Economic Research
17 Service in conducting economic research and analysis, as
18 authorized by the Agricultural Marketing Act of 1946 (7
19 U.S.C. 1621-1627) and other laws, \$71,402,000.

20 NATIONAL AGRICULTURAL STATISTICS SERVICE

21 For necessary expenses of the National Agricultural
22 Statistics Service in conducting statistical reporting and
23 service work, including crop and livestock estimates, sta-
24 tistical coordination and improvements, marketing sur-
25 veys, and the Census of Agriculture, as authorized by 7

1 U.S.C. 1621–1627 and 2204g, and other laws,
2 \$129,800,000, of which up to \$25,279,000 shall be avail-
3 able until expended for the Census of Agriculture.

4 AGRICULTURAL RESEARCH SERVICE

5 SALARIES AND EXPENSES

6 For necessary expenses to enable the Agricultural Re-
7 search Service to perform agricultural research and dem-
8 onstration relating to production, utilization, marketing,
9 and distribution (not otherwise provided for); home eco-
10 nomics or nutrition and consumer use including the acqui-
11 sition, preservation, and dissemination of agricultural in-
12 formation; and for acquisition of lands by donation, ex-
13 change, or purchase at a nominal cost not to exceed \$100,
14 and for land exchanges where the lands exchanged shall
15 be of equal value or shall be equalized by a payment of
16 money to the grantor which shall not exceed 25 percent
17 of the total value of the land or interests transferred out
18 of Federal ownership, \$1,014,000,000: *Provided*, That ap-
19 propriations hereunder shall be available for the operation
20 and maintenance of aircraft and the purchase of not to
21 exceed one for replacement only: *Provided further*, That
22 appropriations hereunder shall be available pursuant to 7
23 U.S.C. 2250 for the construction, alteration, and repair
24 of buildings and improvements, but unless otherwise pro-
25 vided, the cost of constructing any one building shall not

1 exceed \$375,000, except for headhouses or greenhouses
2 which shall each be limited to \$1,200,000, and except for
3 10 buildings to be constructed or improved at a cost not
4 to exceed \$750,000 each, and the cost of altering any one
5 building during the fiscal year shall not exceed 10 percent
6 of the current replacement value of the building or
7 \$375,000, whichever is greater: *Provided further*, That the
8 limitations on alterations contained in this Act shall not
9 apply to modernization or replacement of existing facilities
10 at Beltsville, Maryland: *Provided further*, That appropria-
11 tions hereunder shall be available for granting easements
12 at the Beltsville Agricultural Research Center: *Provided*
13 *further*, That the foregoing limitations shall not apply to
14 replacement of buildings needed to carry out the Act of
15 April 24, 1948 (21 U.S.C. 113a): *Provided further*, That
16 funds may be received from any State, other political sub-
17 division, organization, or individual for the purpose of es-
18 tablishing or operating any research facility or research
19 project of the Agricultural Research Service, as authorized
20 by law.

21 None of the funds appropriated under this heading
22 shall be available to carry out research related to the pro-
23 duction, processing, or marketing of tobacco or tobacco
24 products.

1 BUILDINGS AND FACILITIES

2 For acquisition of land, construction, repair, improve-
3 ment, extension, alteration, and purchase of fixed equip-
4 ment or facilities as necessary to carry out the agricultural
5 research programs of the Department of Agriculture,
6 where not otherwise provided, \$35,900,000, to remain
7 available until expended.

8 COOPERATIVE STATE RESEARCH, EDUCATION, AND
9 EXTENSION SERVICE

10 RESEARCH AND EDUCATION ACTIVITIES

11 For payments to agricultural experiment stations, for
12 cooperative forestry and other research, for facilities, and
13 for other expenses, \$594,772,000 (increased by \$600,000)
14 (increased by \$2,000,000), as follows: to carry out the pro-
15 visions of the Hatch Act of 1887 (7 U.S.C. 361a-i),
16 \$180,148,000; for grants for cooperative forestry research
17 (16 U.S.C. 582a through a-7), \$21,884,000; for payments
18 to the 1890 land-grant colleges, including Tuskegee Uni-
19 versity and West Virginia State College (7 U.S.C. 3222),
20 \$36,000,000, of which \$1,507,496 shall be made available
21 only for the purpose of ensuring that each institution shall
22 receive no less than \$1,000,000; for special grants for ag-
23 ricultural research (7 U.S.C. 450i(e)), \$101,241,000; for
24 special grants for agricultural research on improved pest
25 control (7 U.S.C. 450i(e)), \$15,194,000; for competitive

1 research grants (7 U.S.C. 450i(b)), \$149,248,000; for the
2 support of animal health and disease programs (7 U.S.C.
3 3195), \$5,065,000; for supplemental and alternative crops
4 and products (7 U.S.C. 3319d), \$1,188,000; for the 1994
5 research grants program for 1994 institutions pursuant
6 to section 536 of Public Law 103-382 (7 U.S.C. 301
7 note), \$998,000, to remain available until expended; for
8 rangeland research grants (7 U.S.C. 3333), \$1,000,000;
9 for higher education graduate fellowship grants (7 U.S.C.
10 3152(b)(6)), \$3,222,000, to remain available until ex-
11 pended (7 U.S.C. 2209b); for higher education challenge
12 grants (7 U.S.C. 3152(b)(1)), \$4,888,000; for a higher
13 education multicultural scholars program (7 U.S.C.
14 3152(b)(5)), \$992,000, to remain available until ex-
15 pended; for an education grants program for Hispanic-
16 serving Institutions (7 U.S.C. 3241), \$4,073,000 (in-
17 creased by \$600,000); for noncompetitive grants for the
18 purpose of carrying out all provisions of 7 U.S.C. 3242
19 (section 759 of Public Law 106-78) to individual eligible
20 institutions or consortia of eligible institutions in Alaska
21 and in Hawaii, with funds awarded equally to each of the
22 States of Alaska and Hawaii, \$2,997,000; for a secondary
23 agriculture education program and 2-year post-secondary
24 education (7 U.S.C. 3152(j)), \$994,000; for aquaculture
25 grants (7 U.S.C. 3322), \$3,996,000; for sustainable agri-

1 culture research and education (7 U.S.C. 5811),
 2 \$13,661,000; for a program of capacity building grants
 3 (7 U.S.C. 3152(b)(4)) to colleges eligible to receive funds
 4 under the Act of August 30, 1890 (7 U.S.C. 321–326 and
 5 328), including Tuskegee University and West Virginia
 6 State College, \$9,479,000 (increased by \$2,000,000), to
 7 remain available until expended (7 U.S.C. 2209b); for pay-
 8 ments to the 1994 Institutions pursuant to section
 9 534(a)(1) of Public Law 103–382, \$1,689,000; and for
 10 necessary expenses of Research and Education Activities,
 11 \$36,815,000.

12 None of the funds appropriated under this heading
 13 shall be available to carry out research related to the pro-
 14 duction, processing, or marketing of tobacco or tobacco
 15 products: *Provided*, That this paragraph shall not apply
 16 to research on the medical, biotechnological, food, and in-
 17 dustrial uses of tobacco.

18 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

19 For the Native American Institutions Endowment
 20 Fund authorized by Public Law 103–382 (7 U.S.C. 301
 21 note), \$9,000,000.

22 EXTENSION ACTIVITIES

23 For payments to States, the District of Columbia,
 24 Puerto Rico, Guam, the Virgin Islands, Micronesia,
 25 Northern Marianas, and American Samoa, \$438,242,000
 26 (increased by \$1,500,000), as follows: payments for coop-

1 erative extension work under the Smith-Lever Act, to be
2 distributed under sections 3(b) and 3(e) of said Act, and
3 under section 208(e) of Public Law 93-471, for retire-
4 ment and employees' compensation costs for extension
5 agents, \$275,940,000; payments for extension work at the
6 1994 Institutions under the Smith-Lever Act (7 U.S.C.
7 343(b)(3)), \$3,273,000; payments for the nutrition and
8 family education program for low-income areas under sec-
9 tion 3(d) of the Act, \$58,185,000; payments for the pest
10 management program under section 3(d) of the Act,
11 \$10,689,000; payments for the farm safety program under
12 section 3(d) of the Act, \$5,489,000; payments to upgrade
13 research, extension, and teaching facilities at the 1890
14 land-grant colleges, including Tuskegee University and
15 West Virginia State College, as authorized by section 1447
16 of Public Law 95-113 (7 U.S.C. 3222b), \$13,500,000 (in-
17 creased by \$1,500,000), to remain available until ex-
18 pended; payments for youth-at-risk programs under sec-
19 tion 3(d) of the Smith-Lever Act, \$8,426,000; for youth
20 farm safety education and certification extension grants,
21 to be awarded competitively under section 3(d) of the Act,
22 \$496,000; payments for carrying out the provisions of the
23 Renewable Resources Extension Act of 1978 (16 U.S.C.
24 1671 et seq.), \$4,093,000; payments for Indian reserva-
25 tion agents under section 3(d) of the Smith-Lever Act,

1 \$1,983,000; payments for sustainable agriculture pro-
2 grams under section 3(d) of the Act, \$4,843,000; pay-
3 ments for cooperative extension work by the colleges re-
4 ceiving the benefits of the second Morrill Act (7 U.S.C.
5 321–326 and 328) and Tuskegee University and West Vir-
6 ginia State College, \$31,908,000; of which \$1,724,884
7 shall be made available only for the purpose of ensuring
8 that each institution shall receive no less than \$1,000,000;
9 and for necessary expenses of extension activities,
10 \$19,417,000.

11 **INTEGRATED ACTIVITIES**

12 For the integrated research, education, and extension
13 grants programs, including necessary administrative ex-
14 penses, \$62,942,000, as follows: for competitive grants
15 programs authorized under section 406 of the Agricultural
16 Research, Extension, and Education Reform Act of 1998
17 (7 U.S.C. 7626), \$43,942,000, including \$12,887,000 for
18 the water quality program, \$14,870,000 for the food safe-
19 ty program, \$4,501,000 for the regional pest management
20 centers program, \$4,857,000 for the Food Quality Protec-
21 tion Act risk mitigation program for major food crop sys-
22 tems, \$1,487,000 for the crops affected by Food Quality
23 Protection Act implementation, \$3,229,000 for the methyl
24 bromide transition program, and \$2,111,000 for the or-
25 ganic transition program; for a competitive international
26 science and education grants program authorized under

1 section 1459A of the National Agricultural Research, Ex-
2 tension, and Teaching Policy Act of 1977 (7 U.S.C.
3 3292b), to remain available until expended, \$1,000,000;
4 for grants programs authorized under section 2(c)(1)(B)
5 of Public Law 89-106, as amended, \$2,000,000, including
6 \$497,000, to remain available until September 30, 2005
7 for the critical issues program, and \$1,503,000 for the re-
8 gional rural development centers program; and
9 \$16,000,000 for the homeland security program author-
10 ized under section 1484 of the National Agricultural Re-
11 search, Extension, and Teaching Act of 1977, to remain
12 available until September 30, 2005.

13 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

14 For grants and contracts pursuant to section 2501
15 of the Food, Agriculture, Conservation, and Trade Act of
16 1990 (7 U.S.C. 2279), \$3,470,000 (increased by
17 \$5,000,000), to remain available until expended.

18 OFFICE OF THE UNDER SECRETARY FOR MARKETING
19 AND REGULATORY PROGRAMS

20 For necessary salaries and expenses of the Office of
21 the Under Secretary for Marketing and Regulatory Pro-
22 grams to administer programs under the laws enacted by
23 the Congress for the Animal and Plant Health Inspection
24 Service; the Agricultural Marketing Service; and the Grain
25 Inspection, Packers and Stockyards Administration;
26 \$725,000.

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

4 For expenses, not otherwise provided for, necessary
5 to prevent, control, and eradicate pests and plant and ani-
6 mal diseases; to carry out inspection, quarantine, and reg-
7 ulatory activities; and to protect the environment, as au-
8 thorized by law, \$725,502,000, of which \$4,139,000 shall
9 be available for the control of outbreaks of insects, plant
10 diseases, animal diseases and for control of pest animals
11 and birds to the extent necessary to meet emergency con-
12 ditions; of which \$51,000,000 shall be used for the boll
13 weevil eradication program for cost share purposes or for
14 debt retirement for active eradication zones: *Provided*,
15 That no funds shall be used to formulate or administer
16 a brucellosis eradication program for the current fiscal
17 year that does not require minimum matching by the
18 States of at least 40 percent: *Provided further*, That this
19 appropriation shall be available for the operation and
20 maintenance of aircraft and the purchase of not to exceed
21 four, of which two shall be for replacement only: *Provided*
22 *further*, That, in addition, in emergencies which threaten
23 any 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
26 of the Department such sums as may be deemed nec-

1 essary, to be available only in such emergencies for the
2 arrest and eradication of contagious or infectious disease
3 or pests of animals, poultry, or plants, and for expenses
4 in accordance with sections ~~10411~~ and ~~10417~~ of the Ani-
5 mal Health Protection Act (~~7 U.S.C. 8310~~ and ~~8316~~) and
6 sections ~~431~~ and ~~442~~ of the Plant Protection Act (~~7~~
7 ~~U.S.C. 7751~~ and ~~7772~~), and any unexpended balances of
8 funds transferred for such emergency purposes in the pre-
9 ceding fiscal year shall be merged with such transferred
10 amounts: *Provided further*, That appropriations hereunder
11 shall be available pursuant to law (~~7 U.S.C. 2250~~) for the
12 repair and alteration of leased buildings and improve-
13 ments, but unless otherwise provided the cost of altering
14 any one building during the fiscal year shall not exceed
15 10 percent of the current replacement value of the build-
16 ing.

17 In fiscal year 2004, the agency is authorized to collect
18 fees to cover the total costs of providing technical assist-
19 ance, goods, or services requested by States, other political
20 subdivisions, domestic and international organizations,
21 foreign governments, or individuals, provided that such
22 fees are structured such that any entity's liability for such
23 fees is reasonably based on the technical assistance, goods,
24 or services provided to the entity by the agency, and such
25 fees shall be credited to this account, to remain available

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

3 BUILDINGS AND FACILITIES

4 For plans, construction, repair, preventive mainte-
5 nance, environmental support, improvement, extension, al-
6 teration, and purchase of fixed equipment or facilities, as
7 authorized by 7 U.S.C. 2250, and acquisition of land as
8 authorized by 7 U.S.C. 428a, \$4,996,000, to remain avail-
9 able until expended.

10 AGRICULTURAL MARKETING SERVICE

11 MARKETING SERVICES

12 For necessary expenses to carry out services related
13 to consumer protection, agricultural marketing and dis-
14 tribution, transportation, and regulatory programs, as au-
15 thorized by law, and for administration and coordination
16 of payments to States, \$75,953,000, including funds for
17 the wholesale market development program for the design
18 and development of wholesale and farmer market facilities
19 for the major metropolitan areas of the country: *Provided,*
20 That this appropriation shall be available pursuant to law
21 (7 U.S.C. 2250) for the alteration and repair of buildings
22 and improvements, but the cost of altering any one build-
23 ing during the fiscal year shall not exceed 10 percent of
24 the current replacement value of the building.

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

4 LIMITATION ON ADMINISTRATIVE EXPENSES

5 Not to exceed \$62,577,000 (from fees collected) shall
6 be obligated during the current fiscal year for administra-
7 tive expenses: *Provided*, That if crop size is understated
8 and/or other uncontrollable events occur, the agency may
9 exceed this limitation by up to 10 percent with notification
10 to the Committees on Appropriations of both Houses of
11 Congress.

12 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

13 SUPPLY (SECTION 32)

14 (INCLUDING TRANSFERS OF FUNDS)

15 Funds available under section 32 of the Act of Au-
16 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
17 modity program expenses as authorized therein, and other
18 related operating expenses, except for: (1) transfers to the
19 Department of Commerce as authorized by the Fish and
20 Wildlife Act of August 8, 1956; (2) transfers otherwise
21 provided in this Act; and (3) not more than \$15,392,000
22 for formulation and administration of marketing agree-
23 ments and orders pursuant to the Agricultural Marketing
24 Agreement Act of 1937 and the Agricultural Act of 1961.

1 PAYMENTS TO STATES AND POSSESSIONS

2 For payments to departments of agriculture, bureaus
3 and departments of markets, and similar agencies for
4 marketing activities under section 204(b) of the Agricul-
5 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
6 \$1,347,000.

7 GRAIN INSPECTION, PACKERS AND STOCKYARDS

8 ADMINISTRATION

9 SALARIES AND EXPENSES

10 For necessary expenses to carry out the provisions
11 of the United States Grain Standards Act, for the admin-
12 istration of the Packers and Stockyards Act, for certifying
13 procedures used to protect purchasers of farm products,
14 and the standardization activities related to grain under
15 the Agricultural Marketing Act of 1946, \$39,690,000:
16 *Provided*, That this appropriation shall be available pursu-
17 ant to law (7 U.S.C. 2250) for the alteration and repair
18 of buildings and improvements, but the cost of altering
19 any one building during the fiscal year shall not exceed
20 10 percent of the current replacement value of the build-
21 ing.

22 LIMITATION ON INSPECTION AND WEIGHING SERVICES

23 EXPENSES

24 Not to exceed \$42,463,000 (from fees collected) shall
25 be obligated during the current fiscal year for inspection
26 and weighing services: *Provided*, That if grain export ac-

1 tivities require additional supervision and oversight, or
2 other uncontrollable factors occur, this limitation may be
3 exceeded by up to 10 percent with notification to the Com-
4 mittees on Appropriations of both Houses of Congress.

5 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

6 For necessary salaries and expenses of the Office of
7 the Under Secretary for Food Safety to administer the
8 laws enacted by the Congress for the Food Safety and In-
9 spection Service, \$599,000.

10 FOOD SAFETY AND INSPECTION SERVICE

11 For necessary expenses to carry out services author-
12 ized by the Federal Meat Inspection Act, the Poultry
13 Products Inspection Act, and the Egg Products Inspection
14 Act, including not to exceed \$50,000 for representation
15 allowances and for expenses pursuant to section 8 of the
16 Act approved August 3, 1956 (7 U.S.C. 1766),
17 \$785,261,000; and in addition, \$1,000,000 may be cred-
18 ited to this account from fees collected for the cost of lab-
19 oratory accreditation as authorized by section 1327 of the
20 Food, Agriculture, Conservation and Trade Act of 1990
21 (7 U.S.C. 138f): *Provided*, That this appropriation shall
22 be available pursuant to law (7 U.S.C. 2250) for the alter-
23 ation and repair of buildings and improvements, but the
24 cost of altering any one building during the fiscal year

1 shall not exceed 10 percent of the current replacement
2 value of the building.

3 OFFICE OF THE UNDER SECRETARY FOR FARM AND
4 FOREIGN AGRICULTURAL SERVICES

5 For necessary salaries and expenses of the Office of
6 the Under Secretary for Farm and Foreign Agricultural
7 Services to administer the laws enacted by Congress for
8 the Farm Service Agency, the Foreign Agricultural Serv-
9 ice, the Risk Management Agency, and the Commodity
10 Credit Corporation, \$636,000.

11 FARM SERVICE AGENCY
12 SALARIES AND EXPENSES
13 (INCLUDING TRANSFERS OF FUNDS)

14 For necessary expenses for carrying out the adminis-
15 tration and implementation of programs administered by
16 the Farm Service Agency, \$1,016,836,000: *Provided*, That
17 the Secretary of Agriculture is authorized to use the serv-
18 ices, facilities, and authorities (but not the funds) of the
19 Commodity Credit Corporation to make program pay-
20 ments for all programs administered by the Agency: *Pro-*
21 *vided further*, That other funds made available to the
22 Agency for authorized activities may be advanced to and
23 merged with this account.

1 STATE MEDIATION GRANTS

2 For grants pursuant to section 502(b) of the Agricul-
 3 tural Credit Act of 1987, as amended (7 U.S.C. 5101-
 4 5106), \$3,974,000.

5 DAIRY INDEMNITY PROGRAM

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses involved in making indemnity
 8 payments to dairy farmers and manufacturers of dairy
 9 products under a dairy indemnity program, \$100,000, to
 10 remain available until expended: *Provided*, That such pro-
 11 gram is carried out by the Secretary in the same manner
 12 as the dairy indemnity program described in the Agri-
 13 culture, Rural Development, Food and Drug Administra-
 14 tion, and Related Agencies Appropriations Act, 2001
 15 (Public Law 106-387, 114 Stat. 1549A-12).

16 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

17 ACCOUNT

18 (INCLUDING TRANSFERS OF FUNDS)

19 For gross obligations for the principal amount of di-
 20 rect and guaranteed loans as authorized by 7 U.S.C.
 21 1928-1929, to be available from funds in the Agricultural
 22 Credit Insurance Fund, as follows: farm ownership loans,
 23 \$1,083,143,000, of which \$950,000,000 shall be for guar-
 24 anteed loans and \$133,143,000 shall be for direct loans;
 25 operating loans, \$2,200,440,000, of which \$1,330,000,000
 26 shall be for unsubsidized guaranteed loans, \$252,937,000

1 shall be for subsidized guaranteed loans and \$617,503,000
2 shall be for direct loans; Indian tribe land acquisition
3 loans as authorized by ~~25~~ U.S.C. 488, \$2,000,000; and
4 for boll weevil eradication program loans as authorized by
5 ~~7~~ U.S.C. 1989, \$100,000,000.

6 For the cost of direct and guaranteed loans, including
7 the cost of modifying loans as defined in section 502 of
8 the Congressional Budget Act of 1974, as follows: farm
9 ownership loans, \$34,528,000, of which \$5,130,000 shall
10 be for guaranteed loans, and \$29,398,000 shall be for di-
11 rect loans; operating loans, \$165,633,000, of which
12 \$44,289,000 shall be for unsubsidized guaranteed loans,
13 \$32,300,000 shall be for subsidized guaranteed loans, and
14 \$89,044,000 shall be for direct loans.

15 In addition, for administrative expenses necessary to
16 carry out the direct and guaranteed loan programs,
17 \$298,136,000, of which \$290,136,000 shall be transferred
18 to and merged with the appropriation for “Farm Service
19 Agency, Salaries and Expenses”.

20 Funds appropriated by this Act to the Agricultural
21 Credit Insurance Program Account for farm ownership
22 and operating direct loans and guaranteed loans may be
23 transferred among these programs: *Provided*, That the
24 Committees on Appropriations of both Houses of Congress
25 are notified at least 15 days in advance of any transfer.

1 RISK MANAGEMENT AGENCY

2 For administrative and operating expenses, as au-
3 thorized by section 226A of the Department of Agriculture
4 Reorganization Act of 1994 (7 U.S.C. 6933),
5 \$71,509,000: *Provided*, That not to exceed \$1,000 shall
6 be available for official reception and representation ex-
7 penses, as authorized by 7 U.S.C. 1506(i).

8 CORPORATIONS

9 The following corporations and agencies are hereby
10 authorized to make expenditures, within the limits of
11 funds and borrowing authority available to each such cor-
12 poration or agency and in accord with law, and to make
13 contracts and commitments without regard to fiscal year
14 limitations as provided by section 104 of the Government
15 Corporation Control Act as may be necessary in carrying
16 out the programs set forth in the budget for the current
17 fiscal year for such corporation or agency, except as here-
18 inafter provided.

19 FEDERAL CROP INSURANCE CORPORATION FUND

20 For payments as authorized by section 516 of the
21 Federal Crop Insurance Act (7 U.S.C. 1516), such sums
22 as may be necessary, to remain available until expended.

1 COMMODITY CREDIT CORPORATION FUND
2 REIMBURSEMENT FOR NET REALIZED LOSSES

3 For the current fiscal year, such sums as may be nec-
4 essary to reimburse the Commodity Credit Corporation for
5 net realized losses sustained, but not previously reim-
6 bursed, pursuant to section 2 of the Act of August 17,
7 1961 (15 U.S.C. 713a-11).

8 HAZARDOUS WASTE MANAGEMENT
9 (LIMITATION ON EXPENSES)

10 For the current fiscal year, the Commodity Credit
11 Corporation shall not expend more than \$5,000,000 for
12 site investigation and cleanup expenses, and operations
13 and maintenance expenses to comply with the requirement
14 of section 107(g) of the Comprehensive Environmental
15 Response, Compensation, and Liability Act, 42 U.S.C.
16 9607(g), and section 6001 of the Resource Conservation
17 and Recovery Act, 42 U.S.C. 6961.

18 TITLE II
19 CONSERVATION PROGRAMS

20 OFFICE OF THE UNDER SECRETARY FOR NATURAL
21 RESOURCES AND ENVIRONMENT

22 For necessary salaries and expenses of the Office of
23 the Under Secretary for Natural Resources and Environ-
24 ment to administer the laws enacted by the Congress for
25 the Forest Service and the Natural Resources Conserva-
26 tion Service, \$745,000.

1 NATURAL RESOURCES CONSERVATION SERVICE

2 CONSERVATION OPERATIONS

3 For necessary expenses for carrying out the provi-
4 sions of the Act of April 27, 1935 (16 U.S.C. 590a-f),
5 including preparation of conservation plans and establish-
6 ment of measures to conserve soil and water (including
7 farm irrigation and land drainage and such special meas-
8 ures for soil and water management as may be necessary
9 to prevent floods and the siltation of reservoirs and to con-
10 trol agricultural related pollutants); operation of conserva-
11 tion plant materials centers; classification and mapping of
12 soil; dissemination of information; acquisition of lands,
13 water, and interests therein for use in the plant materials
14 program by donation, exchange, or purchase at a nominal
15 cost not to exceed \$100 pursuant to the Act of August
16 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
17 ation or improvement of permanent and temporary build-
18 ings; and operation and maintenance of aircraft,
19 \$850,004,000, to remain available until expended (7
20 U.S.C. 2209b), of which not less than \$9,215,000 is for
21 snow survey and water forecasting; and not less than
22 \$11,722,000 is for operation and establishment of the
23 plant materials centers; and of which not less than
24 \$23,500,000 shall be for the grazing lands conservation
25 initiative: *Provided*, That appropriations hereunder shall

1 be available pursuant to 7 U.S.C. 2250 for construction
2 and improvement of buildings and public improvements at
3 plant materials centers, except that the cost of alterations
4 and improvements to other buildings and other public im-
5 provements shall not exceed \$250,000: *Provided further,*
6 That when buildings or other structures are erected on
7 non-Federal land, that the right to use such land is ob-
8 tained as provided in 7 U.S.C. 2250a: *Provided further,*
9 That this appropriation shall be available for technical as-
10 sistance and related expenses to carry out programs au-
11 thorized by section 202(e) of title II of the Colorado River
12 Basin Salinity Control Act of 1974 (43 U.S.C. 1592(e)):
13 *Provided further,* That qualified local engineers may be
14 temporarily employed at per diem rates to perform the
15 technical planning work of the Service.

16 WATERSHED SURVEYS AND PLANNING

17 For necessary expenses to conduct research, inves-
18 tigation, and surveys of watersheds of rivers and other wa-
19 terways, and for small watershed investigations and plan-
20 ning, in accordance with the Watershed Protection and
21 Flood Prevention Act (16 U.S.C. 1001–1009),
22 \$11,124,000: *Provided,* That none of the funds made
23 available under this paragraph by this or any other appro-
24 priations Act may be used to provide technical assistance
25 with respect to programs listed in section 1241(a) of the
26 Food Security Act of 1985 (16 U.S.C. 3841(a)).

1 WATERSHED AND FLOOD PREVENTION OPERATIONS

2 For necessary expenses to carry out preventive meas-
3 ures, including but not limited to research, engineering op-
4 erations, methods of cultivation, the growing of vegetation,
5 rehabilitation of existing works and changes in use of land,
6 in accordance with the Watershed Protection and Flood
7 Prevention Act (16 U.S.C. 1001–1005 and 1007–1009),
8 the provisions of the Act of April 27, 1935 (16 U.S.C.
9 590a–f), and in accordance with the provisions of laws re-
10 lating to the activities of the Department, \$90,000,000,
11 to remain available until expended of which up to
12 \$10,000,000 shall be available for the watersheds author-
13 ized under the Flood Control Act (33 U.S.C. 701 and 16
14 U.S.C. 1006a): *Provided*, That not to exceed \$40,000,000
15 of this appropriation shall be made available for technical
16 assistance: *Provided further*, That not to exceed
17 \$1,000,000 of this appropriation is available to carry out
18 the purposes of the Endangered Species Act of 1973 (Pub-
19 lie Law 93–205), including cooperative efforts as con-
20 templated by that Act to relocate endangered or threat-
21 ened species to other suitable habitats as may be necessary
22 to expedite project construction: *Provided further*, That
23 the amount of federal funds that may be made available
24 to an eligible local organization for construction of a par-
25 ticular rehabilitation project shall be equal to 65 percent

1 of the total rehabilitation costs, but not to exceed 100 per-
2 cent of actual construction costs incurred in the rehabilita-
3 tion: *Provided further*, That consistent with existing stat-
4 ute, rehabilitation assistance provided may not be used to
5 perform operation and maintenance activities specified in
6 the agreement for the covered water resource projects en-
7 tered into between the Secretary and the eligible local or-
8 ganization responsible for the works of improvement: *Pro-*
9 *vided further*, That none of the funds made available under
10 this paragraph by this or any other appropriations Act
11 may be used to provide technical assistance with respect
12 to programs listed in section 1241(a) of the Food Security
13 Act of 1985 (16 U.S.C. 3841(a)).

14 WATERSHED REHABILITATION PROGRAM

15 For necessary expenses to carry out rehabilitation of
16 structural measures, in accordance with section 14 of the
17 Watershed Protection and Flood Prevention Act, as
18 amended, (16 U.S.C. 1012), and in accordance with the
19 provisions of laws relating to the activities of the Depart-
20 ment, \$40,000,000, to remain available until expended:
21 *Provided*, That none of the funds made available under
22 this paragraph by this or any other appropriations Act
23 may be used to provide technical assistance with respect
24 to programs listed in section 1241(a) of the Food Security
25 Act of 1985 (16 U.S.C. 3841(a)).

1 RESOURCE CONSERVATION AND DEVELOPMENT

2 For necessary expenses in planning and carrying out
3 projects for resource conservation and development and
4 for sound land use pursuant to the provisions of sections
5 31 and 32(l) of title III of the Bankhead-Jones Farm Ten-
6 ant Act (7 U.S.C. 1010-1011; 76 Stat. 607); the Act of
7 April 27, 1935 (16 U.S.C. 590a-f); and subtitle H of title
8 XV of the Agriculture and Food Act of 1981 (16 U.S.C.
9 3451-3461), \$52,894,000, to remain available until ex-
10 pended: *Provided*, That none of the funds made available
11 under this paragraph by this or any other appropriations
12 Act may be used to provide technical assistance with re-
13 spect to programs listed in section 1241(a) of the Food
14 Security Act of 1985 (16 U.S.C. 3841(a)): *Provided fur-*
15 *ther*, That a cooperative or contribution agreement with
16 a national association regarding a Resource Conservation
17 and Development program shall contain the same match-
18 ing, contribution requirements, and funding level, set forth
19 in a similar cooperative or contribution agreement with a
20 national association in fiscal year 2002: *Provided further*,
21 That not to exceed \$3,504,300, the same amount as in
22 the budget, shall be available for national headquarters ac-
23 tivities.

1 TITLE III
2 RURAL DEVELOPMENT PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR RURAL
4 DEVELOPMENT

5 For necessary salaries and expenses of the Office of
6 the Under Secretary for Rural Development to administer
7 programs under the laws enacted by the Congress for the
8 Rural Housing Service, the Rural Business-Cooperative
9 Service, and the Rural Utilities Service of the Department
10 of Agriculture, \$636,000.

11 RURAL COMMUNITY ADVANCEMENT PROGRAM

12 For the cost of direct loans, loan guarantees, and
13 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,
14 1926d, and 1932, except for sections 381E-H and 381N
15 of the Consolidated Farm and Rural Development Act,
16 \$706,006,000, to remain available until expended, of
17 which \$27,000,000 shall be for rural community programs
18 described in section 381E(d)(1) of such Act; of which
19 \$605,006,000 shall be for the rural utilities programs de-
20 scribed in sections 381E(d)(2), 306C(a)(2), and 306D of
21 such Act, of which not to exceed \$500,000 shall be avail-
22 able for the rural utilities program described in section
23 306(a)(2)(B) of such Act, and of which not to exceed
24 \$1,000,000 shall be available for the rural utilities pro-
25 gram described in section 306E of such Act; and of which
26 \$74,000,000 shall be for the rural business and coopera-

1 tive development programs described in sections
2 381E(d)(3) and 310B(f) of such Act: *Provided*, That of
3 the total amount appropriated in this account,
4 \$13,000,000 shall be for loans and grants to benefit Fed-
5 erally Recognized Native American Tribes, including
6 grants for drinking water and waste disposal systems pur-
7 suant to section 306C of such Act, of which \$4,000,000
8 shall be available for community facilities grants to tribal
9 colleges, as authorized by section 306(a)(19) of the Con-
10 solidated Farm and Rural Development Act, and of which
11 \$250,000 shall be available for a grant to a qualified na-
12 tional organization to provide technical assistance for
13 rural transportation in order to promote economic develop-
14 ment: *Provided further*, That of the amount appropriated
15 for rural community programs, \$6,000,000 shall be avail-
16 able for a Rural Community Development Initiative: *Pro-*
17 *vided further*, That such funds shall be used solely to de-
18 velop the capacity and ability of private, nonprofit commu-
19 nity-based housing and community development organiza-
20 tions, low-income rural communities, and Federally Recog-
21 nized Native American Tribes to undertake projects to im-
22 prove housing, community facilities, community and eco-
23 nomic development projects in rural areas: *Provided fur-*
24 *ther*, That such funds shall be made available to qualified
25 private, nonprofit and public intermediary organizations

1 proposing to carry out a program of financial and tech-
2 nical assistance: *Provided further*, That such intermediary
3 organizations shall provide matching funds from other
4 sources, including Federal funds for related activities, in
5 an amount not less than funds provided: *Provided further*,
6 That of the amount appropriated for the rural business
7 and cooperative development programs, not to exceed
8 \$500,000 shall be made available for a grant to a qualified
9 national organization to provide technical assistance for
10 rural transportation in order to promote economic develop-
11 ment: *Provided further*, That of the amount appropriated
12 for rural utilities programs, not to exceed \$25,000,000
13 shall be for water and waste disposal systems to benefit
14 the Colonias along the United States/Mexico border, in-
15 cluding grants pursuant to section 306C of such Act; not
16 to exceed \$17,465,000 shall be for technical assistance
17 grants for rural water and waste systems pursuant to sec-
18 tion 306(a)(14) of such Act, of which \$5,513,000 shall
19 be for Rural Community Assistance Programs and not to
20 exceed \$13,000,000 shall be for contracting with qualified
21 national organizations for a circuit rider program to pro-
22 vide technical assistance for rural water systems: *Provided*
23 *further*, That of the total amount appropriated, not to ex-
24 ceed \$22,132,000 shall be available through June 30,
25 2004, for authorized empowerment zones and enterprise

1 communities and communities designated by the Secretary
2 of Agriculture as Rural Economic Area Partnership
3 Zones; of which \$1,000,000 shall be for the rural commu-
4 nity programs described in section 381E(d)(1) of such
5 Act, of which \$12,582,000 shall be for the rural utilities
6 programs described in section 381E(d)(2) of such Act,
7 and of which \$8,550,000 shall be for the rural business
8 and cooperative development programs described in sec-
9 tion 381E(d)(3) of such Act.

10 RURAL DEVELOPMENT SALARIES AND EXPENSES

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses for carrying out the adminis-
13 tration and implementation of programs in the Rural De-
14 velopment mission area, including activities with institu-
15 tions concerning the development and operation of agricul-
16 tural cooperatives; and for cooperative agreements;
17 \$146,495,000: *Provided*, That not more than \$10,000
18 may be expended to provide modest nonmonetary awards
19 to non-USDA employees: *Provided further*, That any bal-
20 ances available from prior years for the Rural Utilities
21 Service, Rural Housing Service, and the Rural Business-
22 Cooperative Service salaries and expenses accounts shall
23 be transferred to and merged with this appropriation.

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, to be available from funds in the
7 rural housing insurance fund, as follows: \$4,091,634,000
8 for loans to section 502 borrowers, as determined by the
9 Secretary, of which \$1,366,462,000 shall be for direct
10 loans, and of which not more than \$2,725,172,000 shall
11 be for unsubsidized guaranteed loans; \$35,003,000 for
12 section 504 housing repair loans; \$116,545,000 for section
13 515 rental housing; \$100,000,000 for section 538 guaran-
14 teed multi-family housing loans; \$5,045,000 for section
15 524 site loans; \$11,500,000 for credit sales of acquired
16 property, of which up to \$1,500,000 may be for multi-
17 family credit sales; and \$5,000,000 for section 523 self-
18 help housing land development loans.

19 For the cost of direct and guaranteed loans, including
20 the cost of modifying loans, as defined in section 502 of
21 the Congressional Budget Act of 1974, as follows: section
22 502 loans, \$165,921,000, of which \$126,018,000 shall be
23 for direct loans, and of which \$39,903,000, to remain
24 available until expended, shall be for unsubsidized guaran-
25 teed loans; section 504 housing repair loans, \$9,612,000;
26 section 515 rental housing, \$50,126,000 of which

1 \$20,086,400 shall be for repair and rehabilitation, and
2 \$30,039,600 shall be for new construction; section 538
3 multi-family housing guaranteed loans, \$5,950,000; multi-
4 family credit sales of acquired property, \$663,000; and
5 section 523 self-help housing land development loans,
6 \$154,000. *Provided*, That of the total amount appro-
7 priated in this paragraph, \$7,100,000 shall be available
8 through June 30, 2004, for authorized empowerment
9 zones and enterprise communities and communities des-
10 ignated by the Secretary of Agriculture as Rural Economic
11 Area Partnership Zones.

12 In addition, for administrative expenses necessary to
13 carry out the direct and guaranteed loan programs,
14 \$447,151,000, which shall be transferred to and merged
15 with the appropriation for "Rural Development, Salaries
16 and Expenses".

17 RENTAL ASSISTANCE PROGRAM

18 For rental assistance agreements entered into or re-
19 newed pursuant to the authority under section 521(a)(2)
20 or agreements entered into in lieu of debt forgiveness or
21 payments for eligible households as authorized by section
22 502(c)(5)(D) of the Housing Act of 1949, \$731,000,000;
23 and, in addition, such sums as may be necessary, as au-
24 thorized by section 521(e) of the Act, to liquidate debt
25 incurred prior to fiscal year 1992 to carry out the rental
26 assistance program under section 521(a)(2) of the Act.

1 *Provided*, That of this amount, not more than \$5,900,000
2 shall be available for debt forgiveness or payments for eli-
3 gible households as authorized by section 502(c)(5)(D) of
4 the Act, and not to exceed \$10,000 per project for ad-
5 vances to nonprofit organizations or public agencies to
6 cover direct costs (other than purchase price) incurred in
7 purchasing projects pursuant to section 502(c)(5)(C) of
8 the Act: *Provided further*, That agreements entered into
9 or renewed during the current fiscal year shall be funded
10 for a 5-year period, although the life of any such agree-
11 ment may be extended to fully utilize 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 1490e), \$34,772,000, to remain available until expended:
16 *Provided*, That of the total amount appropriated,
17 \$1,000,000 shall be available through June 30, 2004, for
18 authorized empowerment zones and enterprise commu-
19 nities and communities designated by the Secretary of Ag-
20 riculture as Rural Economic Area Partnership Zones.

21 RURAL HOUSING ASSISTANCE GRANTS

22 For grants and contracts for very low-income housing
23 repair, supervisory and technical assistance, compensation
24 for construction defects, and rural housing preservation
25 made by the Rural Housing Service, as authorized by 42
26 U.S.C. 1474, 1479(e), 1490e, and 1490m, \$42,222,000,

1 to remain available until expended: *Provided*, That of the
2 total amount appropriated, \$1,800,000 shall be available
3 through June 30, 2004, for authorized empowerment
4 zones and enterprise communities and communities des-
5 ignated by the Secretary of Agriculture as Rural Economic
6 Area Partnership Zones.

7 FARM LABOR PROGRAM ACCOUNT

8 For the cost of direct loans, grants, and contracts,
9 as authorized by 42 U.S.C. 1484 and 1486, \$36,307,000,
10 to remain available until expended, for direct farm labor
11 housing loans and domestic farm labor housing grants and
12 contracts.

13 RURAL BUSINESS—COOPERATIVE SERVICE

14 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

15 (INCLUDING TRANSFER OF FUNDS)

16 For the principal amount of direct loans, as author-
17 ized by the Rural Development Loan Fund (42 U.S.C.
18 9812(a)), \$40,000,000.

19 For the cost of direct loans, \$17,308,000, as author-
20 ized by the Rural Development Loan Fund (42 U.S.C.
21 9812(a)), of which \$1,724,000 shall be available through
22 June 30, 2004, for Federally Recognized Native American
23 Tribes and of which \$3,449,000 shall be available through
24 June 30, 2004, for Mississippi Delta Region counties (as
25 defined by Public Law 100-460): *Provided*, That such
26 costs, including the cost of modifying such loans, shall be

1 as defined in section 502 of the Congressional Budget Act
 2 of 1974: *Provided further*, That of the total amount appro-
 3 priated, \$2,447,000 shall be available through June 30,
 4 2004, for the cost of direct loans for authorized empower-
 5 ment zones and enterprise communities and communities
 6 designated by the Secretary of Agriculture as Rural Eco-
 7 nomic Area Partnership Zones.

8 In addition, for administrative expenses to carry out
 9 the direct loan programs, \$4,283,000 shall be transferred
 10 to and merged with the appropriation for “Rural Develop-
 11 ment, Salaries and Expenses”.

12 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

13 ACCOUNT

14 (INCLUDING RESCISSION OF FUNDS)

15 For the principal amount of direct loans, as author-
 16 ized under section 313 of the Rural Electrification Act,
 17 for the purpose of promoting rural economic development
 18 and job creation projects, \$16,120,000.

19 For the cost of direct loans, including the cost of
 20 modifying loans as defined in section 502 of the Congres-
 21 sional Budget Act of 1974, \$3,000,000.

22 Of the funds derived from interest on the cushion of
 23 credit payments in the current fiscal year, as authorized
 24 by section 313 of the Rural Electrification Act of 1936,
 25 \$3,000,000 shall not be obligated and \$3,000,000 are re-
 26 scinded.

1 RURAL COOPERATIVE DEVELOPMENT GRANTS

2 For rural cooperative development grants authorized
3 under section 310B(e) of the Consolidated Farm and
4 Rural Development Act (7 U.S.C. 1932), \$13,000,000, of
5 which \$2,500,000 shall be for cooperative agreements for
6 the appropriate technology transfer for rural areas pro-
7 gram: *Provided*, That not to exceed \$1,500,000 shall be
8 for cooperatives or associations of cooperatives whose pri-
9 mary focus is to provide assistance to small, minority pro-
10 ducers, of which not to exceed \$500,000 shall be for coop-
11 erative research agreements; and of which not to exceed
12 \$4,000,000, to remain available until expended, shall be
13 for value-added agricultural product market development
14 grants, as authorized by section 6401 of the Farm Secu-
15 rity and Rural Investment Act of 2002 (7 U.S.C. 1621
16 note).

17 RURAL EMPOWERMENT ZONES AND ENTERPRISE
18 COMMUNITIES GRANTS

19 For grants in connection with a second round of em-
20 powerment zones and enterprise communities,
21 \$10,967,000, to remain available until expended, for des-
22 ignated rural empowerment zones and rural enterprise
23 communities, as authorized by the Taxpayer Relief Act of
24 1997 and the Omnibus Consolidated and Emergency Sup-
25 plemental Appropriations Act, 1999 (Public Law 105-
26 277).

1 RENEWABLE ENERGY PROGRAM

2 For the cost of direct loans and grants, as authorized
 3 by section 9006 of the Farm Security and Rural Invest-
 4 ment Act of 2002 (7 U.S.C. 8106), \$3,000,000 (increased
 5 by \$20,000,000) for direct renewable energy loans and
 6 grants: *Provided*, That the cost of direct loans and loan
 7 guarantees, including the cost of modifying such loans,
 8 shall be as defined in section 502 of the Congressional
 9 Budget Act of 1974.

10 RURAL UTILITIES SERVICE

11 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

12 LOANS PROGRAM ACCOUNT

13 (INCLUDING TRANSFER OF FUNDS)

14 Insured loans pursuant to the authority of section
 15 305 of the Rural Electrification Act of 1936 (7 U.S.C.
 16 935) shall be made as follows: 5 percent rural electrifica-
 17 tion loans, \$240,000,000; municipal rate rural electric
 18 loans, \$1,000,000,000; loans made pursuant to section
 19 306 of that Act, rural electric, \$2,000,000,000; Treasury
 20 rate direct electric loans, \$750,000,000; 5 percent rural
 21 telecommunication loans, \$145,000,000; cost of money
 22 rural telecommunication loans, \$300,000,000; and loans
 23 made pursuant to section 306 of that Act, rural tele-
 24 communication loans, \$120,000,000.

25 For the cost, as defined in section 502 of the Con-
 26 gressional Budget Act of 1974, including the cost of modi-

1 fying loans, of direct and guaranteed loans authorized by
2 sections 305 and 306 of the Rural Electrification Act of
3 1936 (7 U.S.C. 935 and 936), as follows: cost of rural
4 electric loans, \$60,000, and the cost of telecommunication
5 loans, \$125,000: *Provided*, That notwithstanding section
6 305(d)(2) of the Rural Electrification Act of 1936, bor-
7 rower interest rates may exceed 7 percent per year.

8 In addition, for administrative expenses necessary to
9 carry out the direct and guaranteed loan programs,
10 \$38,166,000 which shall be transferred to and merged
11 with the appropriation for "Rural Development, Salaries
12 and Expenses".

13 RURAL TELEPHONE BANK PROGRAM ACCOUNT

14 (INCLUDING TRANSFER OF FUNDS)

15 The Rural Telephone Bank is hereby authorized to
16 make such expenditures, within the limits of funds avail-
17 able to such corporation in accord with law, and to make
18 such contracts and commitments without regard to fiscal
19 year limitations as provided by section 104 of the Govern-
20 ment Corporation Control Act, as may be necessary in ear-
21 rying out its authorized programs.

22 For administrative expenses, including audits, nec-
23 essary to carry out the loan programs and continue to
24 service existing loans, \$3,182,000, to be derived by trans-
25 fer from the shareholder's equity, contained in the unobli-
26 gated balances in the Rural Telephone Bank Liquidating

1 Account, which shall be transferred to and merged with
2 the appropriation for “Rural Development, Salaries and
3 Expenses”.

4 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
5 PROGRAM

6 For the principal amount of direct distance learning
7 and telemedicine loans, \$300,000,000; and for the prin-
8 cipal amount of broadband telecommunication loans,
9 \$336,000,000.

10 For grants for telemedicine and distance learning
11 services in rural areas, as authorized by 7 U.S.C. 950aaa
12 et seq., \$25,000,000, to remain available until expended.

13 For the cost of direct and guaranteed broadband
14 loans, as authorized by 7 U.S.C. 901 et seq., \$9,116,000:
15 *Provided*, That the cost of direct loans shall be as defined
16 in section 502 of the Congressional Budget Act of 1974.

17 In addition, \$8,000,000, to remain available until ex-
18 pended, for a grant program to finance broadband trans-
19 mission in areas that meet the definition of “rural area”
20 used for the Broadband Loan Program authorized by 7
21 U.S.C. 901.

1 TITLE IV
2 DOMESTIC FOOD PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR FOOD,
4 NUTRITION, AND CONSUMER SERVICES
5 For necessary salaries and expenses of the Office of
6 the Under Secretary for Food, Nutrition, and Consumer
7 Services to administer the laws enacted by the Congress
8 for the Food and Nutrition Service, \$599,000.

9 FOOD AND NUTRITION SERVICE
10 CHILD NUTRITION PROGRAMS
11 (INCLUDING TRANSFER OF FUNDS)
12 For necessary expenses to carry out the National
13 School Lunch Act (42 U.S.C. 1751 et seq.), except section
14 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771
15 et seq.), except sections 17 and 21, \$11,418,441,000, to
16 remain available through September 30, 2005, of which
17 \$6,718,780,000 is hereby appropriated and
18 \$4,699,661,000 shall be derived by transfer from funds
19 available under section 32 of the Act of August 24, 1935
20 (7 U.S.C. 612e): *Provided*, that \$6,000,000 shall be avail-
21 able for the Food and Nutrition Service to conduct a study
22 of certification error and its effect on expenditures in the
23 National School Lunch and School Breakfast Programs
24 and an assessment of the feasibility of using income data
25 matching in those Programs: *Provided further*, that except
26 as specifically provided under this heading, none of the

1 funds made available under this heading shall be used for
2 studies and evaluations: *Provided further*, That up to
3 ~~\$5,235,000~~ shall be available for independent verification
4 of school food service claims.

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

7 For necessary expenses to carry out the special sup-
8 plemental nutrition program as authorized by section 17
9 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
10 ~~\$4,588,310,000~~, to remain available through September
11 ~~30, 2005~~, of which ~~\$20,000,000~~ shall be for a
12 breastfeeding support initiative in addition to the activities
13 specified in section 17(h)(3)(A); ~~\$25,000,000~~ shall be for
14 a management information system initiative; and
15 ~~\$25,000,000~~, to remain available until expended, shall be
16 placed in reserve for use in only such amounts, and in
17 such manner, as the Secretary determines necessary, not-
18 withstanding section 17(i) of the Child Nutrition Act, to
19 provide funds to support participation, should costs or
20 participation exceed budget estimates: *Provided*, That not-
21 withstanding section 17(h)(10)(A) of such Act,
22 ~~\$14,000,000~~ shall be available for the purposes specified
23 in section 17(h)(10)(B): *Provided further*, That notwith-
24 standing section 17(g)(5) of such Act, ~~\$4,000,000~~ shall
25 be available for pilot projects to prevent childhood obesity:
26 *Provided further*, That none of the funds made available

1 under this heading shall be used for studies and evalua-
2 tions: *Provided further*, That none of the funds in this Act
3 shall be available to pay administrative expenses of WIC
4 clinics except those that have an announced policy of pro-
5 hibiting smoking within the space used to carry out the
6 program: *Provided further*, That none of the funds pro-
7 vided in this account shall be available for the purchase
8 of infant formula except in accordance with the cost con-
9 tainment and competitive bidding requirements specified
10 in section 17 of such Act: *Provided further*, That none of
11 the funds provided shall be available for activities that are
12 not fully reimbursed by other Federal Government depart-
13 ments or agencies unless authorized by section 17 of such
14 Act.

15 FOOD STAMP PROGRAM

16 For necessary expenses to carry out the Food Stamp
17 Act (7 U.S.C. 2011 et seq.), \$27,745,981,000, of which
18 \$2,000,000,000 shall be placed in reserve for use only in
19 such amounts and at such times as may become necessary
20 to carry out program operations: *Provided*, That none of
21 the funds made available under this heading shall be used
22 for studies and evaluations: *Provided further*, That funds
23 provided herein shall be expended in accordance with sec-
24 tion 16 of the Food Stamp Act: *Provided further*, That
25 this appropriation shall be subject to any work registration
26 or workfare requirements as may be required by law: *Pro-*

1 *vided further*, That funds made available for Employment
2 and Training under this heading shall remain available
3 until expended, as authorized by section 16(h)(1) of the
4 Food Stamp Act.

5 COMMODITY ASSISTANCE PROGRAM

6 For necessary expenses to carry out disaster assist-
7 ance and the commodity supplemental food program as
8 authorized by section 4(a) of the Agriculture and Con-
9 sumer Protection Act of 1973 (7 U.S.C. 612e note); the
10 Emergency Food Assistance Act of 1983; special assist-
11 ance for the nuclear affected islands, as authorized by sec-
12 tion 103(h)(2) of the Compacts of Free Association Act
13 of 1985; and the Farmers' Market Nutrition Program, as
14 authorized by section 17(m) of the Child Nutrition Act
15 of 1966, \$166,072,000, to remain available through Sep-
16 tember 30, 2005: *Provided*, That none of these funds shall
17 be available to reimburse the Commodity Credit Corpora-
18 tion for commodities donated to the program.

19 NUTRITION PROGRAMS ADMINISTRATION

20 For necessary administrative expenses of the domes-
21 tic nutrition assistance programs funded under this Act,
22 \$140,512,000, of which \$5,000,000 shall be available only
23 for simplifying procedures, reducing overhead costs, tight-
24 ening regulations, improving food stamp benefit delivery,
25 and assisting in the prevention, identification, and pros-
26 ection of fraud and other violations of law and of which

1 not less than \$7,500,000 shall be available to improve in-
2 tegrity in the Food Stamp and Child Nutrition programs.

3 TITLE V

4 FOREIGN ASSISTANCE AND RELATED
5 PROGRAMS

6 FOREIGN AGRICULTURAL SERVICE

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses of the Foreign Agricultural
10 Service, including carrying out title VI of the Agricultural
11 Act of 1954 (7 U.S.C. 1761–1768), market development
12 activities abroad, and for enabling the Secretary to coordi-
13 nate and integrate activities of the Department in connec-
14 tion with foreign agricultural work, including not to exceed
15 \$158,000 for representation allowances and for expenses
16 pursuant to section 8 of the Act approved August 3, 1956
17 (7 U.S.C. 1766), \$133,924,000: *Provided*, That the Serv-
18 ice may utilize advances of funds, or reimburse this appro-
19 priation for expenditures made on behalf of Federal agen-
20 cies, public and private organizations and institutions
21 under agreements executed pursuant to the agricultural
22 food production assistance programs (7 U.S.C. 1737) and
23 the foreign assistance programs of the United States
24 Agency for International Development.

1 PUBLIC LAW 480 TITLE I PROGRAM ACCOUNT
2 (INCLUDING TRANSFERS OF FUNDS)

3 For the cost, as defined in section 502 of the Con-
4 gressional Budget Act of 1974, of agreements under the
5 Agricultural Trade Development and Assistance Act of
6 1954, and the Food for Progress Act of 1985, including
7 the cost of modifying credit arrangements under said Acts,
8 \$103,887,000, to remain available until expended.

9 In addition, for administrative expenses to carry out
10 the credit program of title I, Public Law 83-480, and the
11 Food for Progress Act of 1985, to the extent funds appro-
12 priated for Public Law 83-480 are utilized, \$4,041,000,
13 of which \$1,066,000 may be transferred to and merged
14 with the appropriation for "Foreign Agricultural Service,
15 Salaries and Expenses", and of which \$2,975,000 may be
16 transferred to and merged with the appropriation for
17 "Farm Service Agency, Salaries and Expenses".

18 PUBLIC LAW 480 TITLE I OCEAN FREIGHT DIFFERENTIAL
19 GRANTS
20 (INCLUDING TRANSFER OF FUNDS)

21 For ocean freight differential costs for the shipment
22 of agricultural commodities under title I of the Agricul-
23 tural Trade Development and Assistance Act of 1954 and
24 under the Food for Progress Act of 1985, \$28,000,000,
25 to remain available until expended: *Provided*, That funds
26 made available for the cost of agreements under title I

1 of the Agricultural Trade Development and Assistance Act
 2 of 1954 and for title I ocean freight differential may be
 3 used interchangeably between the two accounts with prior
 4 notice to the Committees on Appropriations of both
 5 Houses of Congress.

6 PUBLIC LAW 480 TITLE II GRANTS

7 For expenses during the current fiscal year, not oth-
 8 erwise recoverable, and unrecovered prior years' costs, in-
 9 cluding interest thereon, under the Agricultural Trade De-
 10 velopment and Assistance Act of 1954, for commodities
 11 supplied in connection with dispositions abroad under title
 12 II of said Act, \$1,192,000,000, to remain available until
 13 expended.

14 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION
 15 AND CHILD NUTRITION PROGRAM GRANTS

16 For necessary expenses to carry out the provisions
 17 of section 3107 of the Farm Security and Rural Invest-
 18 ment Act of 2002 (7 U.S.C. 1736o-1), \$56,874,000, to
 19 remain available until expended.

20 COMMODITY CREDIT CORPORATION EXPORT LOANS

21 PROGRAM ACCOUNT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For administrative expenses to carry out the Com-
 24 modity Credit Corporation's export guarantee program,
 25 GSM 102 and GSM 103, \$4,312,000, to cover common
 26 overhead expenses as permitted by section 11 of the Com-

1 modify Credit Corporation Charter Act and in conformity
2 with the Federal Credit Reform Act of 1990, of which
3 \$3,327,000 may be transferred to and merged with the
4 appropriation for “Foreign Agricultural Service, Salaries
5 and Expenses”, and of which \$985,000 may be trans-
6 ferred to and merged with the appropriation for “Farm
7 Service Agency, Salaries and Expenses”.

8 TITLE VI

9 RELATED AGENCIES AND FOOD AND DRUG

10 ADMINISTRATION

11 DEPARTMENT OF HEALTH AND HUMAN

12 SERVICES

13 FOOD AND DRUG ADMINISTRATION

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses of the Food and Drug Ad-
17 ministration, including hire and purchase of passenger
18 motor vehicles; for payment of space rental and related
19 costs pursuant to Public Law 92-313 for programs and
20 activities of the Food and Drug Administration which are
21 included in this Act; for rental of special purpose space
22 in the District of Columbia or elsewhere; for miscellaneous
23 and emergency expenses of enforcement activities, author-
24 ized and approved by the Secretary and to be accounted
25 for solely on the Secretary’s certificate, not to exceed
26 \$25,000; and notwithstanding section 521 of Public Law

1 ~~107-188; \$1,668,249,000: *Provided,* That of the amount~~
2 ~~provided under this heading; \$249,825,000 shall be de-~~
3 ~~rived from prescription drug user fees authorized by 21~~
4 ~~U.S.C. 379h; and shall be credited to this account and~~
5 ~~remain available until expended; and \$29,190,000 shall be~~
6 ~~derived from medical device user fees authorized by 21~~
7 ~~U.S.C. 379j; and shall be credited to this account and re-~~
8 ~~main available until expended: *Provided further,* That fees~~
9 ~~derived from prescription drug and medical device applica-~~
10 ~~tions received during fiscal year 2004 shall be subject to~~
11 ~~the fiscal year 2004 limitation: *Provided further,* That any~~
12 ~~prescription drug or medical device user fee collected in~~
13 ~~fiscal year 2004 that exceeds this limitation shall be cred-~~
14 ~~ited to this account and remain available until expended;~~
15 ~~in accordance with 21 U.S.C. 379h(g)(4) and 379j(h)(4):~~
16 ~~*Provided further,* That none of these funds shall be used~~
17 ~~to develop, establish, or operate any program of user fees~~
18 ~~authorized by 31 U.S.C. 9701: *Provided further,* That of~~
19 ~~the total amount appropriated: (1) \$412,462,000 shall be~~
20 ~~for the Center for Food Safety and Applied Nutrition and~~
21 ~~related field activities in the Office of Regulatory Affairs;~~
22 ~~(2) \$478,650,000 shall be for the Center for Drug Evalua-~~
23 ~~tion and Research and related field activities in the Office~~
24 ~~of Regulatory Affairs, of which no less than \$13,357,000~~
25 ~~shall be available for grants and contracts awarded under~~

1 section 5 of the Orphan Drug Act (21 U.S.C. 360ee); (3)
2 \$168,836,000 shall be for the Center for Biologies Evalua-
3 tion and Research and for related field activities in the
4 Office of Regulatory Affairs; (4) \$84,646,000 shall be for
5 the Center for Veterinary Medicine and for related field
6 activities in the Office of Regulatory Affairs; (5)
7 \$209,285,000 shall be for the Center for Devices and Ra-
8 diological Health and for related field activities in the Of-
9 fice of Regulatory Affairs; (6) \$39,887,000 shall be for
10 the National Center for Toxicological Research; (7)
11 \$40,851,000 shall be for Rent and Related activities, other
12 than the amounts paid to the General Services Adminis-
13 tration for rent; (8) \$119,795,000 shall be for payments
14 to the General Services Administration for rent; and (9)
15 \$113,837,000 shall be for other activities, including the
16 Office of the Commissioner; the Office of Management and
17 Systems; the Office of External Relations; the Office of
18 Policy and Planning; and central services for these offices:
19 *Provided further*, That funds may be transferred from one
20 specified activity to another with the prior approval of the
21 Committees on Appropriations of both Houses of Con-
22 gress.

23 In addition, mammography user fees authorized by
24 42 U.S.C. 263b may be credited to this account, to remain
25 available until expended.

1 In addition, export certification user fees authorized
2 by 21 U.S.C. 381 may be credited to this account, to re-
3 main available until expended.

4 BUILDINGS AND FACILITIES

5 For plans, construction, repair, improvement, exten-
6 sion, alteration, and purchase of fixed equipment or facili-
7 ties of or used by the Food and Drug Administration,
8 where not otherwise provided, \$6,000,000 to remain avail-
9 able until expended.

10 INDEPENDENT AGENCIES

11 COMMODITY FUTURES TRADING COMMISSION

12 For necessary expenses to carry out the provisions
13 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
14 cluding the purchase and hire of passenger motor vehicles,
15 and the rental of space (to include multiple year leases)
16 in the District of Columbia and elsewhere, \$88,435,000,
17 including not to exceed \$3,000 for official reception and
18 representation expenses.

19 FARM CREDIT ADMINISTRATION

20 LIMITATION ON ADMINISTRATIVE EXPENSES

21 Not to exceed \$40,900,000 (from assessments col-
22 lected from farm credit institutions and from the Federal
23 Agricultural Mortgage Corporation) shall be obligated
24 during the current fiscal year for administrative expenses
25 as authorized under 12 U.S.C. 2249: *Provided*, That this

1 limitation shall not apply to expenses associated with re-
2 ceiverships.

3 **TITLE VII—GENERAL PROVISIONS**

4 **SEC. 701.** Within the unit limit of cost fixed by law,
5 appropriations and authorizations made for the Depart-
6 ment of Agriculture for the current fiscal year under this
7 Act shall be available for the purchase, in addition to those
8 specifically provided for, of not to exceed 398 passenger
9 motor vehicles, of which 396 shall be for replacement only,
10 and for the hire of such vehicles.

11 **SEC. 702.** Funds in this Act available to the Depart-
12 ment of Agriculture shall be available for uniforms or al-
13 lowances therefor as authorized by law (~~5 U.S.C. 5901–~~
14 ~~5902~~).

15 **SEC. 703.** Funds appropriated by this Act shall be
16 available for employment pursuant to the second sentence
17 of section 706(a) of the Department of Agriculture Or-
18 ganic Act of 1944 (~~7 U.S.C. 2225~~) and ~~5 U.S.C. 3109~~.

19 **SEC. 704.** The Secretary of Agriculture may transfer
20 unobligated balances of discretionary funds appropriated
21 by this Act or other available unobligated discretionary
22 balances of the Department of Agriculture to the Working
23 Capital Fund for the acquisition of plant and capital
24 equipment necessary for the delivery of financial, adminis-
25 trative, and information technology services of primary

1 benefit to the agencies of the Department of Agriculture:
2 *Provided*, That none of the funds made available by this
3 Act or any other Act shall be transferred to the Working
4 Capital Fund without the prior approval of the agency ad-
5 ministrator: *Provided further*, That none of the funds
6 transferred to the Working Capital Fund pursuant to this
7 section shall be available for obligation without the prior
8 approval of the Committees on Appropriations of both
9 Houses of Congress.

10 SEC. 705. New obligational authority provided for the
11 following appropriation items in this Act shall remain
12 available until expended: Animal and Plant Health Inspee-
13 tion Service, the contingency fund to meet emergency con-
14 ditions, information technology infrastructure, fruit fly
15 program, emerging plant pests, boll weevil program, and
16 up to 25 percent of the screwworm program; Food Safety
17 and Inspection Service, field automation and information
18 management project; Cooperative State Research, Edu-
19 cation, and Extension Service, funds for competitive re-
20 search grants (7 U.S.C. 450i(b)), funds for the Research,
21 Education, and Economics Information System (REEIS),
22 and funds for the Native American Institutions Endow-
23 ment Fund; Farm Service Agency, salaries and expenses
24 funds made available to county committees; Foreign Agri-
25 cultural Service, middle-income country training program

1 and up to \$2,000,000 of the Foreign Agricultural Service
2 appropriation solely for the purpose of offsetting fluctua-
3 tions in international currency exchange rates, subject to
4 documentation by the Foreign Agricultural Service.

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

8 SEC. 707. Not to exceed \$50,000 of the appropria-
9 tions available to the Department of Agriculture in this
10 Act shall be available to provide appropriate orientation
11 and language training pursuant to section 606C of the Act
12 of August 28, 1954 (7 U.S.C. 1766b).

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

1 ~~SEC. 709.~~ None of the funds in this Act shall be avail-
2 able to restrict the authority of the Commodity Credit
3 Corporation to lease space for its own use or to lease space
4 on behalf of other agencies of the Department of Agri-
5 culture when such space will be jointly occupied.

6 ~~SEC. 710.~~ None of the funds in this Act shall be avail-
7 able to pay indirect costs charged against competitive agri-
8 cultural research, education, or extension grant awards
9 issued by the Cooperative State Research, Education, and
10 Extension Service that exceed 20 percent of total Federal
11 funds provided under each award: *Provided*, That notwith-
12 standing section 1462 of the National Agricultural Re-
13 search, Extension, and Teaching Policy Act of 1977 (7
14 U.S.C. 3310), funds provided by this Act for grants
15 awarded competitively by the Cooperative State Research,
16 Education, and Extension Service shall be available to pay
17 full allowable indirect costs for each grant awarded under
18 section 9 of the Small Business Act (~~15 U.S.C. 638~~).

19 ~~SEC. 711.~~ Notwithstanding any other provision of
20 this Act, all loan levels provided in this Act shall be consid-
21 ered estimates, not limitations.

22 ~~SEC. 712.~~ Appropriations to the Department of Agri-
23 culture for the cost of direct and guaranteed loans made
24 available in the current fiscal year shall remain available
25 until expended to cover obligations made in the current

1 fiscal year for the following accounts: the Rural Develop-
2 ment Loan Fund program account, the Rural Telephone
3 Bank program account, the Rural Electrification and
4 Telecommunication Loans program account, the Rural
5 Housing Insurance Fund program account, and the Rural
6 Economic Development Loans program account.

7 SEC. 713. None of the funds in this Act may be used
8 to retire more than 5 percent of the Class A stock of the
9 Rural Telephone Bank or to maintain any account or sub-
10 account within the accounting records of the Rural Tele-
11 phone Bank the creation of which has not specifically been
12 authorized by statute: *Provided*, That notwithstanding any
13 other provision of law, none of the funds appropriated or
14 otherwise made available in this Act may be used to trans-
15 fer to the Treasury or to the Federal Financing Bank any
16 unobligated balance of the Rural Telephone Bank tele-
17 phone liquidating account which is in excess of current
18 requirements and such balance shall receive interest as set
19 forth for financial accounts in section 505(e) of the Fed-
20 eral Credit Reform Act of 1990.

21 SEC. 714. Of the funds made available by this Act,
22 not more than \$1,800,000 shall be used to cover necessary
23 expenses of activities related to all advisory committees,
24 panels, commissions, and task forces of the Department
25 of Agriculture, except for panels used to comply with nego-

1 tiated rule makings and panels used to evaluate competi-
2 tively awarded grants.

3 SEC. 715. None of the funds appropriated by this Act
4 may be used to carry out section 410 of the Federal Meat
5 Inspection Act (21 U.S.C. 679a) or section 30 of the Poul-
6 try Products Inspection Act (21 U.S.C. 471).

7 SEC. 716. 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. 717. 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. 718. None of the funds made available to the
21 Department of Agriculture by this Act may be used to ac-
22 quire new information technology systems or significant
23 upgrades, as determined by the Office of the Chief Infor-
24 mation Officer, without the approval of the Chief Informa-
25 tion Officer and the concurrence of the Executive Informa-

1 tion Technology Investment Review Board: *Provided*, That
2 notwithstanding any other provision of law, none of the
3 funds appropriated or otherwise made available by this
4 Act may be transferred to the Office of the Chief Informa-
5 tion Officer without the prior approval of the Committees
6 on Appropriations of both Houses of Congress.

7 SEC. 719. (a) None of the funds provided by this Act,
8 or provided by previous Appropriations Acts to the agen-
9 cies funded by this Act that remain available for obligation
10 or expenditure in the current fiscal year, or provided from
11 any accounts in the Treasury of the United States derived
12 by the collection of fees available to the agencies funded
13 by this Act, shall be available for obligation or expenditure
14 through a reprogramming of funds which: (1) creates new
15 programs; (2) eliminates a program, project, or activity;
16 (3) increases funds or personnel by any means for any
17 project or activity for which funds have been denied or
18 restricted; (4) relocates an office or employees; (5) reorga-
19 nizes offices, programs, or activities; or (6) contracts out
20 or privatizes any functions or activities presently per-
21 formed by Federal employees; unless the Committees on
22 Appropriations of both Houses of Congress are notified
23 15 days in advance of such reprogramming of funds.

24 (b) None of the funds provided by this Act, or pro-
25 vided by previous Appropriations Acts to the agencies

1 funded by this Act that remain available for obligation or
2 expenditure in the current fiscal year, or provided from
3 any accounts in the Treasury of the United States derived
4 by the collection of fees available to the agencies funded
5 by this Act, shall be available for obligation or expenditure
6 for activities, programs, or projects through a reprogram-
7 ming of funds in excess of \$500,000 or 10 percent, which-
8 ever is less, that: (1) augments existing programs,
9 projects, or activities; (2) reduces by 10 percent funding
10 for any existing program, project, or activity, or numbers
11 of personnel by 10 percent as approved by Congress; or
12 (3) results from any general savings from a reduction in
13 personnel which would result in a change in existing pro-
14 grams, activities, or projects as approved by Congress; un-
15 less the Committees on Appropriations of both Houses of
16 Congress are notified 15 days in advance of such re-
17 programming of funds.

18 (c) The Secretary of Agriculture, the Secretary of
19 Health and Human Services, or the Chairman of the Com-
20 modity Futures Trading Commission shall notify the Com-
21 mittees on Appropriations of both Houses of Congress be-
22 fore implementing a program or activity not carried out
23 during the previous fiscal year unless the program or ac-
24 tivity is funded by this Act or specifically funded by any
25 other Act.

1 SEC. 720. With the exception of funds needed to ad-
2 minister and conduct oversight of grants awarded and ob-
3 ligations incurred in prior fiscal years, none of the funds
4 appropriated or otherwise made available by this or any
5 other Act may be used to pay the salaries and expenses
6 of personnel to carry out the provisions of section 401 of
7 Public Law 105-185, the Initiative for Future Agriculture
8 and Food Systems (7 U.S.C. 7621).

9 SEC. 721. None of the funds appropriated by this Act
10 or any other Act shall be used to pay the salaries and
11 expenses of personnel who prepare or submit appropria-
12 tions language as part of the President's Budget submis-
13 sion to the Congress of the United States for programs
14 under the jurisdiction of the Appropriations Subcommit-
15 tees on Agriculture, Rural Development, Food and Drug
16 Administration, and Related Agencies that assumes reve-
17 nues or reflects a reduction from the previous year due
18 to user fees proposals that have not been enacted into law
19 prior to the submission of the Budget unless such Budget
20 submission identifies which additional spending reductions
21 should occur in the event the user fees proposals are not
22 enacted prior to the date of the convening of a committee
23 of conference for the fiscal year 2005 appropriations Act.

24 SEC. 722. None of the funds made available by this
25 Act or any other Act may be used to close or relocate a

1 state Rural Development office unless or until cost effec-
2 tiveness and enhancement of program delivery have been
3 determined.

4 SEC. 723. In addition to amounts otherwise appro-
5 priated or made available by this Act, \$3,000,000 is ap-
6 propriated for the purpose of providing Bill Emerson and
7 Mickey Leland Hunger Fellowships, as authorized by sec-
8 tion 4404 of Public Law 107–171 (2 U.S.C. 1161).

9 SEC. 724. Notwithstanding section 412 of the Agri-
10 cultural Trade Development and Assistance Act of 1954
11 (7 U.S.C. 1736f), any balances available to carry out title
12 III of such Act as of the date of enactment of this Act,
13 and any recoveries and reimbursements that become avail-
14 able to carry out title III of such Act, may be used to
15 carry out title II of such Act.

16 SEC. 725. Section 375(e)(6)(B) of the Consolidated
17 Farm and Rural Development Act (7 U.S.C.
18 2008j(e)(6)(B)) is amended by striking “\$26,499,000”
19 and inserting “\$26,998,000”.

20 SEC. 726. Notwithstanding any other provision of
21 law, the Natural Resources Conservation Service may pro-
22 vide financial and technical assistance through the Water-
23 shed and Flood Prevention Operations program for the
24 Ditch 26 project in Arkansas.

1 SEC. 727. Notwithstanding any other provision of
2 law, the Secretary shall consider the County of Lawrence,
3 Ohio; the City of Havelock, North Carolina; the City of
4 Portsmouth, Ohio; the City of Atascadero, California; the
5 City of Binghamton, New York; the Town of Vestal, New
6 York; the City of Ithaca, New York; the City of Casa
7 Grande, Arizona; and the City of Clarksdale, Mississippi;
8 as meeting the eligibility requirements for loans and
9 grants programs in the Rural Development mission area.

10 SEC. 728. Notwithstanding any other provision of
11 law, the Natural Resources Conservation Service shall pro-
12 vide financial and technical assistance to the DuPage
13 County, Illinois; Kress Creek Watershed Plan, from funds
14 available for the Watershed and Flood Prevention Oper-
15 ations program, not to exceed \$1,600,000 and Rockhouse
16 Creek Watershed, Leslie County, Kentucky, not to exceed
17 \$1,000,000.

18 SEC. 729. None of the funds made available in this
19 Act may be transferred to any department, agency, or in-
20 strumentality of the United States Government, except
21 pursuant to a transfer made by, or transfer authority pro-
22 vided in, this Act or any other appropriation Act.

23 SEC. 730. Agencies and offices of the Department of
24 Agriculture may utilize any unobligated salaries and ex-
25 penses funds to reimburse the Office of the General Coun-

1 set for salaries and expenses of personnel, and for other
2 related expenses, incurred in representing such agencies
3 and offices in the resolution of complaints by employees
4 or applicants for employment, and in cases and other mat-
5 ters pending before the Equal Employment Opportunity
6 Commission, the Federal Labor Relations Authority, or
7 the Merit Systems Protection Board with the prior ap-
8 proval of the Committees on Appropriations of both
9 Houses of Congress.

10 SEC. 731. None of the funds appropriated or made
11 available by this Act may be used to pay the salaries and
12 expenses of personnel to carry out section 14(h)(1) of the
13 Watershed Protection and Flood Prevention Act (16
14 U.S.C. 1012(h)(1)).

15 SEC. 732. None of the funds appropriated or made
16 available by this Act, or any other Act, may be used to
17 pay the salaries and expenses of personnel to carry out
18 the Rural Strategic Investment Program authorized by
19 subtitle I of the Consolidated Farm and Rural Develop-
20 ment Act (7 U.S.C. 2009dd through dd-7) in excess of
21 \$2,000,000.

22 SEC. 733. None of the funds appropriated or made
23 available by this Act may be used to pay the salaries and
24 expenses of personnel to carry out the Rural Firefighters

1 and Emergency Personnel Grant Program authorized by
2 section 6405 of Public Law 107-171 (7 U.S.C. 2655).

3 SEC. 734. None of the funds appropriated or other-
4 wise made available by this Act shall be used to pay the
5 salaries and expenses of personnel to carry out the provi-
6 sions of sections 7404(a)(1) and 7404(c)(1) of Public Law
7 107-171.

8 SEC. 735. The Agricultural Marketing Service and
9 the Grain Inspection, Packers and Stockyards Administra-
10 tion, that have statutory authority to purchase interest
11 bearing investments outside of the Treasury, are not re-
12 quired to establish obligations and outlays for those invest-
13 ments, provided those investments are insured by the Fed-
14 eral Deposit Insurance Corporation or are collateralized
15 at the Federal Reserve with securities approved by the
16 Federal Reserve, operating under the guidelines of the
17 United States Department of the Treasury.

18 SEC. 736. Of the funds made available under section
19 27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2011 et
20 seq.), the Secretary may use up to \$10,000,000 for costs
21 associated with the distribution of commodities.

22 SEC. 737. None of the funds appropriated or other-
23 wise made available by this Act shall be used to pay the
24 salaries and expenses of personnel to enroll in excess of

1 200,000 acres in the calendar year 2004 wetlands reserve
2 program as authorized by 16 U.S.C. 3837.

3 ~~SEC. 738.~~ None of the funds appropriated or other-
4 wise made available by this Act shall be used to pay the
5 salaries and expenses of personnel who carry out an envi-
6 ronmental quality incentives program authorized by chap-
7 ter 4 of subtitle D of title XII of the Food Security Act
8 of 1985 (16 U.S.C. 3839aa et seq.) in excess of
9 \$975,000,000.

10 ~~SEC. 739.~~ The Administrator of the Agricultural Re-
11 search Service may make available by outlease agreements
12 with other Federal agencies or non-Federal public or pri-
13 vate entities any unused or underused portion or interest
14 of or interest in any agency real and related personal prop-
15 erty, and may retain and use the proceeds of such agree-
16 ments in carrying out the programs of the agency. Prop-
17 erty proposed for outlease must not be property otherwise
18 required to be reported excess under the Federal Property
19 and Administrative Services Act of 1949, as amended.
20 Outleases shall be made competitively, and be based on
21 the fair market value of the property.

22 ~~SEC. 740.~~ None of the funds appropriated or other-
23 wise made available by this Act shall be used to pay the
24 salaries and expenses of personnel to carry out section

1 9006 of Public Law 107-171, the Farm Security and
2 Rural Investment Act of 2002.

3 SEC. 741. None of the funds appropriated or other-
4 wise made available by this or any other Act shall be used
5 to pay the salaries and expenses of personnel to carry out
6 section 6103 of Public Law 107-171.

7 SEC. 742. None of the funds appropriated or other-
8 wise made available by this or any other Act shall be used
9 to pay the salaries and expenses of personnel to carry out
10 section 6401 of Public Law 107-171, the Farm Security
11 and Rural Investment Act of 2002.

12 SEC. 743. None of the funds appropriated or other-
13 wise made available by this Act shall be used for the imple-
14 mentation of Country of Origin Labeling for meat or meat
15 products.

16 SEC. 744. Any unobligated balances in the Alter-
17 native Agricultural Research and Commercialization Re-
18 volving Fund are hereby rescinded.

19 SEC. 745. None of the funds appropriated or other-
20 wise made available by this Act shall be used to carry out
21 a Conservation Security Program authorized in section
22 1241(a)(3) of the Food Security Act of 1985 (16 U.S.C.
23 3841(a)(3)).

24 SEC. 746. Section 726 of division A of Public Law
25 108-7 is amended by striking “, as authorized by section

1 4404 of Public Law 107-171 (2 U.S.C. 1161)” and in-
2 serting “through the Congressional Hunger Center”.

3 SEC. 747. (a) ASSISTANCE FOR COMMERCIAL TREE
4 LOSSES.—The Secretary of Agriculture shall use
5 \$5,000,000 of the funds of the Commodity Credit Cor-
6 poration to provide assistance under the Tree Assistance
7 Program, subtitle C of title X of the Farm Security and
8 Rural Investment Act of 2002 (7 U.S.C. 8201 et seq.),
9 to tree-fruit growers located in a federally declared dis-
10 aster area in the State of New York who suffered tree
11 losses in 2003 as a result of an April 4–6, 2003, icestorm.

12 (b) OFFSET.—The amount appropriated by this Act
13 under the heading “RURAL COMMUNITY ADVANCEMENT
14 PROGRAM” is hereby reduced by \$5,000,000.

15 SEC. 748. Section 204(a)(3) of the Agricultural
16 Trade Development and Assistance Act of 1954 (7 U.S.C.
17 1724(a)(3)) is amended by striking “and Committee” and
18 inserting “, the Committee on Appropriations, and the
19 Committee”.

20 SEC. 749. None of the funds appropriated or other-
21 wise made available by this Act for the Food and Drug
22 Administration may be used under section 801 of the Fed-
23 eral Food, Drug, and Cosmetic Act to prevent an indi-
24 vidual not in the business of importing a prescription drug
25 within the meaning of section 801(g) of such Act, whole-

1 salers, or pharmacists from importing a prescription drug
2 which complies with sections 501, 502, and 505.

3 ~~SEC. 750. None of the funds appropriated or other-~~
4 ~~wise made available in this Act shall be expended to violate~~
5 ~~Public Law 105-264.~~

6 ~~SEC. 751. None of the funds appropriated or other-~~
7 ~~wise made available by this Act may be used to issue a~~
8 ~~final rule in Docket No. 02-06201 “Cost-Sharing for Ani-~~
9 ~~mal and Plant Health Emergency Programs”, 68 Fed.~~
10 ~~Reg. 40541-40553 (July 8, 2003).~~

11 ~~SEC. 752. No funds appropriated or made available~~
12 ~~by this Act may be used to identify by photograph on a~~
13 ~~department’s or agency’s website any Member of the~~
14 ~~House of Representatives or the Senate within 60 days~~
15 ~~before a Federal general election.~~

16 ~~This Act may be cited as the “Agriculture, Rural De-~~
17 ~~velopment, Food and Drug Administration, and Related~~
18 ~~Agencies Appropriations Act, 2004”.~~

19 *That the following sums are appropriated, out of any*
20 *money in the Treasury not otherwise appropriated, for Ag-*
21 *riculture, Rural Development, Food and Drug Administra-*
22 *tion, and Related Agencies programs for the fiscal year end-*
23 *ing September 30, 2004, and for other purposes, namely:*

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TITLE I

AGRICULTURAL PROGRAMS

PRODUCTION, PROCESSING, AND MARKETING

OFFICE OF THE SECRETARY

For necessary expenses of the Office of the Secretary of Agriculture, \$10,046,000: Provided, That not to exceed \$11,000 of this amount shall be available for official reception and representation expenses, not otherwise provided for, as determined by the Secretary.

EXECUTIVE OPERATIONS

CHIEF ECONOMIST

For necessary expenses of the Chief Economist, including economic analysis, risk assessment, cost-benefit analysis, energy and new uses, and the functions of the World Agricultural Outlook Board, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1622g), \$8,707,000.

NATIONAL APPEALS DIVISION

For necessary expenses of the National Appeals Division, \$13,997,000.

OFFICE OF BUDGET AND PROGRAM ANALYSIS

For necessary expenses of the Office of Budget and Program Analysis, \$7,544,000.

HOMELAND SECURITY STAFF

For necessary expenses of the Homeland Security Staff, \$910,000.

1 *OFFICE OF THE CHIEF INFORMATION OFFICER*

2 *For necessary expenses of the Office of the Chief Infor-*
3 *mation Officer, \$15,710,000.*

4 *COMMON COMPUTING ENVIRONMENT*

5 *For necessary expenses to acquire a Common Com-*
6 *puting Environment for the Natural Resources Conserva-*
7 *tion Service, the Farm and Foreign Agricultural Service*
8 *and Rural Development mission areas for information tech-*
9 *nology, systems, and services, \$118,789,000, to remain*
10 *available until expended, for the capital asset acquisition*
11 *of shared information technology systems, including services*
12 *as authorized by 7 U.S.C. 6915–16 and 40 U.S.C. 1421–*
13 *28: Provided, That obligation of these funds shall be con-*
14 *sistent with the Department of Agriculture Service Center*
15 *Modernization Plan of the county-based agencies, and shall*
16 *be with the concurrence of the Department’s Chief Informa-*
17 *tion Officer.*

18 *OFFICE OF THE CHIEF FINANCIAL OFFICER*

19 *For necessary expenses of the Office of the Chief Finan-*
20 *cial Officer, \$5,496,000: Provided, That the Chief Financial*
21 *Officer shall actively market and expand cross-servicing ac-*
22 *tivities of the National Finance Center.*

23 *OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL*

24 *RIGHTS*

25 *For necessary salaries and expenses of the Office of the*
26 *Assistant Secretary for Civil Rights, \$794,000.*

1 *OFFICE OF CIVIL RIGHTS*

2 *For necessary expenses of the Office of Civil Rights,*
3 *\$15,445,000.*

4 *OFFICE OF THE ASSISTANT SECRETARY FOR*
5 *ADMINISTRATION*

6 *For necessary salaries and expenses of the Office of the*
7 *Assistant Secretary for Administration, \$673,000.*

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 Administrator*
14 *of General Services to the Department of Agriculture under*
15 *40 U.S.C. 486, for programs and activities of the Depart-*
16 *ment which are included in this Act, and for alterations*
17 *and other actions needed for the Department and its agen-*
18 *cies to consolidate unneeded space into configurations suit-*
19 *able for release to the Administrator of General Services,*
20 *and for the operation, maintenance, improvement, and re-*
21 *pair of Agriculture buildings and facilities, and for related*
22 *costs, \$187,022,000, to remain available until expended:*
23 *Provided, That the Secretary of Agriculture may transfer*
24 *a share of that agency’s appropriation made available by*
25 *this Act to this appropriation, or may transfer a share of*

1 *this appropriation to that agency's appropriation to cover*
2 *the costs of new or replacement space for such agency, but*
3 *such transfers shall not exceed 5 percent of the funds made*
4 *available for space rental and related costs to or from this*
5 *account.*

6 *HAZARDOUS MATERIALS MANAGEMENT*

7 *(INCLUDING TRANSFERS OF FUNDS)*

8 *For necessary expenses of the Department of Agri-*
9 *culture, to comply with the Comprehensive Environmental*
10 *Response, Compensation, and Liability Act (42 U.S.C.*
11 *9601 et seq.) and the Resource Conservation and Recovery*
12 *Act (42 U.S.C. 6901 et seq.), \$15,611,000, to remain avail-*
13 *able until expended: Provided, That appropriations and*
14 *funds available herein to the Department for Hazardous*
15 *Materials Management may be transferred to any agency*
16 *of the Department for its use in meeting all requirements*
17 *pursuant to the above Acts on Federal and non-Federal*
18 *lands.*

19 *DEPARTMENTAL ADMINISTRATION*

20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *For Departmental Administration, \$23,031,000, to*
22 *provide for necessary expenses for management support*
23 *services to offices of the Department and for general admin-*
24 *istration security, repairs and alterations, and other mis-*
25 *cellaneous supplies and expenses not otherwise provided for*

1 *and necessary for the practical and efficient work of the*
2 *Department: Provided, That this appropriation shall be re-*
3 *imbursed from applicable appropriations in this Act for*
4 *travel expenses incident to the holding of hearings as re-*
5 *quired by 5 U.S.C. 551–558: Provided further, That of such*
6 *amount, sufficient funds shall be available for the Secretary*
7 *of Agriculture, not later than 60 days after the last day*
8 *of the fiscal year, to submit to Congress a report on the*
9 *amount of acquisitions made by the Department of Agri-*
10 *culture during such fiscal year of articles, materials, or sup-*
11 *plies that were manufactured outside the United States.*
12 *Such report shall separately indicate the dollar value of any*
13 *articles, materials, or supplies purchased by the Depart-*
14 *ment of Agriculture that were manufactured outside the*
15 *United States, an itemized list of all waivers under the Buy*
16 *American Act (41 U.S.C. 10a et seq.) that were granted*
17 *with respect to such articles, materials, or supplies, and a*
18 *summary of total procurement funds spent on goods manu-*
19 *factured in the United States versus funds spent on goods*
20 *manufactured outside of the United States. The Secretary*
21 *of Agriculture shall make the report publicly available by*
22 *posting the report on an Internet website.*

1 *OFFICE OF THE ASSISTANT SECRETARY FOR*
2 *CONGRESSIONAL RELATIONS*
3 *(INCLUDING TRANSFERS OF FUNDS)*

4 *For necessary salaries and expenses of the Office of the*
5 *Assistant Secretary for Congressional Relations to carry out*
6 *the programs funded by this Act, including programs in-*
7 *volving intergovernmental affairs and liaison within the ex-*
8 *ecutive branch, \$3,825,000: Provided, That these funds may*
9 *be transferred to agencies of the Department of Agriculture*
10 *funded by this Act to maintain personnel at the agency*
11 *level: Provided further, That no other funds appropriated*
12 *to the Department by this Act shall be available to the De-*
13 *partment for support of activities of congressional relations.*

14 *OFFICE OF COMMUNICATIONS*

15 *For necessary expenses to carry out services relating*
16 *to the coordination of programs involving public affairs,*
17 *for the dissemination of agricultural information, and the*
18 *coordination of information, work, and programs author-*
19 *ized by Congress in the Department, \$9,228,000: Provided,*
20 *That not to exceed \$2,000,000 may be used for farmers' bul-*
21 *letins.*

22 *OFFICE OF THE INSPECTOR GENERAL*

23 *For necessary expenses of the Office of the Inspector*
24 *General, including employment pursuant to the Inspector*
25 *General Act of 1978, \$75,781,000, including such sums as*

1 *may be necessary for contracting and other arrangements*
2 *with public agencies and private persons pursuant to sec-*
3 *tion 6(a)(9) of the Inspector General Act of 1978, and in-*
4 *cluding not to exceed \$125,000 for certain confidential oper-*
5 *ational expenses, including the payment of informants, to*
6 *be expended under the direction of the Inspector General*
7 *pursuant to Public Law 95-452 and section 1337 of Public*
8 *Law 97-98.*

9 *OFFICE OF THE GENERAL COUNSEL*

10 *For necessary expenses of the Office of the General*
11 *Counsel, \$35,343,000.*

12 *OFFICE OF THE UNDER SECRETARY FOR RESEARCH,*

13 *EDUCATION AND ECONOMICS*

14 *For necessary salaries and expenses of the Office of the*
15 *Under Secretary for Research, Education and Economics*
16 *to administer the laws enacted by the Congress for the Eco-*
17 *nomics Research Service, the National Agricultural Statis-*
18 *tics Service, the Agricultural Research Service, and the Co-*
19 *operative State Research, Education, and Extension Serv-*
20 *ice, \$596,000.*

21 *ECONOMIC RESEARCH SERVICE*

22 *For necessary expenses of the Economic Research Serv-*
23 *ice in conducting economic research and analysis, as au-*
24 *thorized by the Agricultural Marketing Act of 1946 (7*
25 *U.S.C. 1621-1627) and other laws, \$69,902,000.*

1 *NATIONAL AGRICULTURAL STATISTICS SERVICE*

2 *For necessary expenses of the National Agricultural*
3 *Statistics Service in conducting statistical reporting and*
4 *service work, including crop and livestock estimates, statis-*
5 *tical coordination and improvements, marketing surveys,*
6 *and the Census of Agriculture, as authorized by 7 U.S.C.*
7 *1621–1627 and 2204g, and other laws, \$128,922,000, of*
8 *which up to \$25,279,000 shall be available until expended*
9 *for the Census of Agriculture.*

10 *AGRICULTURAL RESEARCH SERVICE*11 *SALARIES AND EXPENSES*

12 *For necessary expenses to enable the Agricultural Re-*
13 *search Service to perform agricultural research and dem-*
14 *onstration relating to production, utilization, marketing,*
15 *and distribution (not otherwise provided for); home econom-*
16 *ics or nutrition and consumer use including the acquisition,*
17 *preservation, and dissemination of agricultural informa-*
18 *tion; and for acquisition of lands by donation, exchange,*
19 *or purchase at a nominal cost not to exceed \$100, and for*
20 *land exchanges where the lands exchanged shall be of equal*
21 *value or shall be equalized by a payment of money to the*
22 *grantor which shall not exceed 25 percent of the total value*
23 *of the land or interests transferred out of Federal ownership,*
24 *\$1,045,533,000: Provided, That appropriations hereunder*
25 *shall be available for the operation and maintenance of air-*

1 *craft and the purchase of not to exceed one for replacement*
2 *only: Provided further, That appropriations hereunder shall*
3 *be available pursuant to 7 U.S.C. 2250 for the construction,*
4 *alteration, and repair of buildings and improvements, but*
5 *unless otherwise provided, the cost of constructing any one*
6 *building shall not exceed \$375,000, except for headhouses*
7 *or greenhouses which shall each be limited to \$1,200,000,*
8 *and except for 10 buildings to be constructed or improved*
9 *at a cost not to exceed \$750,000 each, and the cost of alter-*
10 *ing any one building during the fiscal year shall not exceed*
11 *10 percent of the current replacement value of the building*
12 *or \$375,000, whichever is greater: Provided further, That*
13 *the limitations on alterations contained in this Act shall*
14 *not apply to modernization or replacement of existing fa-*
15 *cilities at Beltsville, Maryland: Provided further, That ap-*
16 *propriations hereunder shall be available for granting ease-*
17 *ments at the Beltsville Agricultural Research Center: Pro-*
18 *vided further, That the foregoing limitations shall not apply*
19 *to replacement of buildings needed to carry out the Act of*
20 *April 24, 1948 (21 U.S.C. 113a): Provided further, That*
21 *funds may be received from any State, other political sub-*
22 *division, organization, or individual for the purpose of es-*
23 *tablishing or operating any research facility or research*
24 *project of the Agricultural Research Service, as authorized*
25 *by law: Provided further, That all rights and title of the*

1 *United States in the 1.0664-acre parcel of land including*
2 *improvements, as recorded at Book 1320, Page 253, records*
3 *of Larimer County, State of Colorado, shall be conveyed to*
4 *the Board of Governors of the Colorado State University*
5 *for the benefit of Colorado State University.*

6 *None of the funds appropriated under this heading*
7 *shall be available to carry out research related to the pro-*
8 *duction, processing or marketing of tobacco or tobacco prod-*
9 *ucts.*

10 *BUILDINGS AND FACILITIES*

11 *For acquisition of land, construction, repair, improve-*
12 *ment, extension, alteration, and purchase of fixed equip-*
13 *ment or facilities as necessary to carry out the agricultural*
14 *research programs of the Department of Agriculture, where*
15 *not otherwise provided, \$46,000,000, to remain available*
16 *until expended.*

17 *COOPERATIVE STATE RESEARCH, EDUCATION, AND*
18 *EXTENSION SERVICE*

19 *RESEARCH AND EDUCATION ACTIVITIES*

20 *For payments to agricultural experiment stations, for*
21 *cooperative forestry and other research, for facilities, and*
22 *for other expenses, \$617,575,000, as follows: to carry out*
23 *the provisions of the Hatch Act of 1887 (7 U.S.C. 361a-*
24 *i), \$178,977,000; for grants for cooperative forestry research*
25 *(16 U.S.C. 582a through a-7), \$21,742,000; for payments*
26 *to the 1890 land-grant colleges, including Tuskegee Univer-*

1 *sity and West Virginia State College (7 U.S.C. 3222),*
2 *\$35,411,000, of which \$1,507,496 shall be made available*
3 *only for the purpose of ensuring that each institution shall*
4 *receive no less than \$1,000,000; for special grants for agri-*
5 *cultural research (7 U.S.C. 450i(c)), \$101,637,000; for spe-*
6 *cial grants for agricultural research on improved pest con-*
7 *trol (7 U.S.C. 450i(c)), \$14,976,000; for competitive re-*
8 *search grants (7 U.S.C. 450i(b)), \$180,000,000; for the sup-*
9 *port of animal health and disease programs (7 U.S.C.*
10 *3195), \$5,065,000; for supplemental and alternative crops*
11 *and products (7 U.S.C. 3319d), \$840,000; for grants for re-*
12 *search pursuant to the Critical Agricultural Materials Act*
13 *(7 U.S.C. 178 et seq.), \$1,242,000, to remain available until*
14 *expended; for research grants for 1994 institutions pursuant*
15 *to section 536 of Public Law 103–382 (7 U.S.C. 301 note),*
16 *\$1,093,000, to remain available until expended; for higher*
17 *education graduate fellowship grants (7 U.S.C. 3152(b)(6)),*
18 *\$3,222,000, to remain available until expended (7 U.S.C.*
19 *2209b); for higher education challenge grants (7 U.S.C.*
20 *3152(b)(1)), \$4,888,000; for a higher education multicul-*
21 *tural scholars program (7 U.S.C. 3152(b)(5)), \$992,000, to*
22 *remain available until expended (7 U.S.C. 2209b); for an*
23 *education grants program for Hispanic-serving Institutions*
24 *(7 U.S.C. 3241), \$4,073,000; for noncompetitive grants for*
25 *the purpose of carrying out all provisions of 7 U.S.C. 3242*

1 *(section 759 of Public Law 106–78) to individual eligible*
2 *institutions or consortia of eligible institutions in Alaska*
3 *and in Hawaii, with funds awarded equally to each of the*
4 *States of Alaska and Hawaii, \$3,500,000; for a secondary*
5 *agriculture education program and 2-year post-secondary*
6 *education (7 U.S.C. 3152(j)), \$994,000; for aquaculture*
7 *grants (7 U.S.C. 3322), \$4,471,000; for sustainable agri-*
8 *culture research and education (7 U.S.C. 5811),*
9 *\$13,661,000; for a program of capacity building grants (7*
10 *U.S.C. 3152(b)(4)) to colleges eligible to receive funds under*
11 *the Act of August 30, 1890 (7 U.S.C. 321–326 and 328),*
12 *including Tuskegee University and West Virginia State*
13 *College, \$11,404,000, to remain available until expended (7*
14 *U.S.C. 2209b); for payments to the 1994 Institutions pursu-*
15 *ant to section 534(a)(1) of Public Law 103–382,*
16 *\$1,689,000; and for necessary expenses of Research and*
17 *Education Activities, \$26,698,000.*

18 *None of the funds in the foregoing paragraph shall be*
19 *available to carry out research related to the production,*
20 *processing or marketing of tobacco or tobacco products: Pro-*
21 *vided, That this paragraph shall not apply to research on*
22 *the medical, biotechnological, food, and industrial uses of*
23 *tobacco.*

1 *NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND*

2 *For the Native American Institutions Endowment*
3 *Fund authorized by Public Law 103–382 (7 U.S.C. 301*
4 *note), \$9,000,000.*

5 *EXTENSION ACTIVITIES*

6 *For payments to States, the District of Columbia,*
7 *Puerto Rico, Guam, the Virgin Islands, Micronesia, North-*
8 *ern Marianas, and American Samoa, \$450,084,000, as fol-*
9 *lows: payments for cooperative extension work under the*
10 *Smith-Lever Act, to be distributed under sections 3(b) and*
11 *3(c) of said Act, and under section 208(c) of Public Law*
12 *93–471, for retirement and employees’ compensation costs*
13 *for extension agents and for costs of penalty mail for cooper-*
14 *ative extension agents and State extension directors,*
15 *\$279,390,000; payments for extension work at the 1994 In-*
16 *stitutions under the Smith-Lever Act (7 U.S.C. 343(b)(3)),*
17 *\$3,273,000; payments for the nutrition and family edu-*
18 *cation program for low-income areas under section 3(d) of*
19 *the Act, \$58,185,000; payments for the pest management*
20 *program under section 3(d) of the Act, \$10,689,000; pay-*
21 *ments for the farm safety program under section 3(d) of*
22 *the Act, \$5,489,000; payments to upgrade research, exten-*
23 *sion, and teaching facilities at the 1890 land-grant colleges,*
24 *including Tuskegee University and West Virginia State*
25 *College, as authorized by section 1447 of Public Law 95–*
26 *113 (7 U.S.C. 3222b), \$14,903,000, to remain available*

1 *until expended; payments for youth-at-risk programs under*
2 *section 3(d) of the Smith-Lever Act, \$8,426,000; for youth*
3 *farm safety education and certification extension grants, to*
4 *be awarded competitively under section 3(d) of the Act,*
5 *\$496,000; payments for carrying out the provisions of the*
6 *Renewable Resources Extension Act of 1978 (16 U.S.C.*
7 *1671 et seq.), \$4,516,000; payments for Indian reservation*
8 *agents under section 3(d) of the Smith-Lever Act,*
9 *\$1,983,000; payments for sustainable agriculture programs*
10 *under section 3(d) of the Act, \$4,843,000; payments for*
11 *rural health and safety education as authorized by section*
12 *502(i) of Public Law 92-419 (7 U.S.C. 2662(i)),*
13 *\$2,605,000; payments for cooperative extension work by the*
14 *colleges receiving the benefits of the second Morrill Act (7*
15 *U.S.C. 321-326 and 328) and Tuskegee University and*
16 *West Virginia State College, \$31,908,000, of which*
17 *\$1,724,884 shall be made available only for the purpose of*
18 *ensuring that each institution shall receive no less than*
19 *\$1,000,000; for grants to youth organizations pursuant to*
20 *section 7630 of title 7, United States Code, \$2,981,000; and*
21 *for necessary expenses of extension activities, \$20,397,000.*

22 *INTEGRATED ACTIVITIES*

23 *For the integrated research, education, and extension*
24 *competitive grants programs, including necessary adminis-*
25 *trative expenses, as authorized under section 406 of the Ag-*
26 *ricultural Research, Extension, and Education Reform Act*

1 of 1998 (7 U.S.C. 7626), \$46,711,000, as follows: payments
2 for the water quality program, \$12,887,000; payments for
3 the food safety program, \$14,870,000; payments for the re-
4 gional pest management centers program, \$4,502,000; pay-
5 ments for the Food Quality Protection Act risk mitigation
6 program for major food crop systems, \$4,857,000; payments
7 for the crops affected by Food Quality Protection Act imple-
8 mentation, \$1,487,000; payments for the methyl bromide
9 transition program, \$3,500,000; payments for the organic
10 transition program, \$2,111,000; payments for the inter-
11 national science and education grants program under 7
12 U.S.C. 3291, to remain available until expended, \$497,000;
13 payments for the critical issues program under 7 U.S.C.
14 450i(c): Provided, That of the funds made available under
15 this heading, \$497,000 shall be for payments for the critical
16 issues program under 7 U.S.C. 450i(c) and \$1,503,000 shall
17 be for payments for the regional rural development centers
18 program under 7 U.S.C. 450i(c).

19 *OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS*

20 *For grants and contracts pursuant to section 2501 of*
21 *the Food, Agriculture, Conservation, and Trade Act of 1990*
22 *(7 U.S.C. 2279), \$3,470,000, to remain available until ex-*
23 *pended.*

1 *OFFICE OF THE UNDER SECRETARY FOR MARKETING AND*
2 *REGULATORY PROGRAMS*

3 *For necessary salaries and expenses of the Office of the*
4 *Under Secretary for Marketing and Regulatory Programs*
5 *to administer programs under the laws enacted by the Con-*
6 *gress for the Animal and Plant Health Inspection Service;*
7 *the Agricultural Marketing Service; and the Grain Inspec-*
8 *tion, Packers and Stockyards Administration; \$736,000.*

9 *ANIMAL AND PLANT HEALTH INSPECTION SERVICE*

10 *SALARIES AND EXPENSES*

11 *(INCLUDING TRANSFERS OF FUNDS)*

12 *For expenses, not otherwise provided for, necessary to*
13 *prevent, control, and eradicate pests and plant and animal*
14 *diseases; to carry out inspection, quarantine, and regu-*
15 *latory activities; and to protect the environment, as author-*
16 *ized by law, \$705,552,000, of which \$4,112,000 shall be*
17 *available for the control of outbreaks of insects, plant dis-*
18 *eases, animal diseases and for control of pest animals and*
19 *birds to the extent necessary to meet emergency conditions;*
20 *of which \$51,720,000 shall be used for the boll weevil eradi-*
21 *cation program for cost share purposes or for debt retire-*
22 *ment for active eradication zones; and of which not less*
23 *than \$1,500,000 (in addition to any other funds made*
24 *available for eradication or containment) shall be used by*
25 *the Emerald Ash Borer Task Force for the removal of trees*
26 *that have been adversely affected by the emerald ash borer,*

1 *with a priority for the removal of trees on public property*
2 *or that threaten public safety; and of which up to \$275,000*
3 *may be used to control or alleviate the cormorant problem*
4 *in the State of Michigan: Provided, That no funds shall*
5 *be used to formulate or administer a brucellosis eradication*
6 *program for the current fiscal year that does not require*
7 *minimum matching by the States of at least 40 percent:*
8 *Provided further, That this appropriation shall be available*
9 *for the operation and maintenance of aircraft and the pur-*
10 *chase of not to exceed four, of which two shall be for replace-*
11 *ment only: Provided further, That, in addition, in emer-*
12 *gencies which threaten any segment of the agricultural pro-*
13 *duction industry of this country, the Secretary may trans-*
14 *fer from other appropriations or funds available to the*
15 *agencies or corporations of the Department such sums as*
16 *may be deemed necessary, to be available only in such emer-*
17 *gencies for the arrest and eradication of contagious or infec-*
18 *tious disease or pests of animals, poultry, or plants, and*
19 *for expenses in accordance with sections 10411 and 10417*
20 *of the Animal Health Protection Act (7 U.S.C. 8310 and*
21 *8316) and sections 431 and 442 of the Plant Protection Act*
22 *(7 U.S.C. 7751 and 7772), and any unexpended balances*
23 *of funds transferred for such emergency purposes in the pre-*
24 *ceding fiscal year shall be merged with such transferred*
25 *amounts: Provided further, That appropriations hereunder*

1 *shall be available pursuant to law (7 U.S.C. 2250) for the*
2 *repair and alteration of leased buildings and improve-*
3 *ments, but unless otherwise provided the cost of altering any*
4 *one building during the fiscal year shall not exceed 10 per-*
5 *cent of the current replacement value of the building.*

6 *In fiscal year 2004, the agency is authorized to collect*
7 *fees to cover the total costs of providing technical assistance,*
8 *goods, or services requested by States, other political sub-*
9 *divisions, domestic and international organizations, foreign*
10 *governments, or individuals, provided that such fees are*
11 *structured such that any entity's liability for such fees is*
12 *reasonably based on the technical assistance, goods, or serv-*
13 *ices provided to the entity by the agency, and such fees shall*
14 *be credited to this account, to remain available until ex-*
15 *pended, without further appropriation, for providing such*
16 *assistance, goods, or services.*

17 *BUILDINGS AND FACILITIES*

18 *For plans, construction, repair, preventive mainte-*
19 *nance, environmental support, improvement, extension, al-*
20 *teration, and purchase of fixed equipment or facilities, as*
21 *authorized by 7 U.S.C. 2250, and acquisition of land as*
22 *authorized by 7 U.S.C. 428a, \$4,996,000, to remain avail-*
23 *able until expended.*

1 *AGRICULTURAL MARKETING SERVICE*2 *MARKETING SERVICES*

3 *For necessary expenses to carry out services related to*
4 *consumer protection, agricultural marketing and distribu-*
5 *tion, transportation, and regulatory programs, as author-*
6 *ized by law, and for administration and coordination of*
7 *payments to States, \$75,263,000, including funds for the*
8 *wholesale market development program for the design and*
9 *development of wholesale and farmer market facilities for*
10 *the major metropolitan areas of the country: Provided, That*
11 *this appropriation shall be available pursuant to law (7*
12 *U.S.C. 2250) for the alteration and repair of buildings and*
13 *improvements, but the cost of altering any one building*
14 *during the fiscal year shall not exceed 10 percent of the cur-*
15 *rent replacement value of the building: Provided further,*
16 *That, in the case of the term of protection for the variety*
17 *for which certificate number 8200179 was issued, on the*
18 *date of enactment of this Act, the Secretary of Agriculture*
19 *shall issue a new certificate for a term of protection of 10*
20 *years for the variety, except that the Secretary may termi-*
21 *nate the certificate (at the end of any calendar year that*
22 *is more than 5 years after the date of issuance of the certifi-*
23 *cate) if the Secretary determines that a new variety of seed*
24 *(that is substantially based on the genetics of the variety*
25 *for which the certificate was issued) is commercially viable*

1 *and available in sufficient quantities to meet market de-*
2 *mands.*

3 *Fees may be collected for the cost of standardization*
4 *activities, as established by regulation pursuant to law (31*
5 *U.S.C. 9701).*

6 *LIMITATION ON ADMINISTRATIVE EXPENSES*

7 *Not to exceed \$62,577,000 (from fees collected) shall be*
8 *obligated during the current fiscal year for administrative*
9 *expenses: Provided, That if crop size is understated and/*
10 *or other uncontrollable events occur, the agency may exceed*
11 *this limitation by up to 10 percent with notification to the*
12 *Committees on Appropriations of both Houses of Congress.*

13 *FUNDS FOR STRENGTHENING MARKETS, INCOME, AND*

14 *SUPPLY (SECTION 32)*

15 *(INCLUDING TRANSFERS OF FUNDS)*

16 *Funds available under section 32 of the Act of August*
17 *24, 1935 (7 U.S.C. 612c), shall be used only for commodity*
18 *program expenses as authorized therein, and other related*
19 *operating expenses, except for: (1) transfers to the Depart-*
20 *ment of Commerce as authorized by the Fish and Wildlife*
21 *Act of August 8, 1956; (2) transfers otherwise provided in*
22 *this Act; and (3) not more than \$15,392,000 for formulation*
23 *and administration of marketing agreements and orders*
24 *pursuant to the Agricultural Marketing Agreement Act of*
25 *1937 and the Agricultural Act of 1961.*

1 *PAYMENTS TO STATES AND POSSESSIONS*

2 *For payments to departments of agriculture, bureaus*
3 *and departments of markets, and similar agencies for mar-*
4 *keting activities under section 204(b) of the Agricultural*
5 *Marketing Act of 1946 (7 U.S.C. 1623(b)), \$3,338,000, of*
6 *which not less than \$2,000,000 shall be used to make non-*
7 *competitive grants under this heading.*

8 *GRAIN INSPECTION, PACKERS AND STOCKYARDS*9 *ADMINISTRATION*10 *SALARIES AND EXPENSES*

11 *For necessary expenses to carry out the provisions of*
12 *the United States Grain Standards Act, for the administra-*
13 *tion of the Packers and Stockyards Act, for certifying proce-*
14 *dures used to protect purchasers of farm products, and the*
15 *standardization activities related to grain under the Agri-*
16 *cultural Marketing Act of 1946, \$35,638,000: Provided,*
17 *That this appropriation shall be available pursuant to law*
18 *(7 U.S.C. 2250) for the alteration and repair of buildings*
19 *and improvements, but the cost of altering any one building*
20 *during the fiscal year shall not exceed 10 percent of the cur-*
21 *rent replacement value of the building.*

22 *LIMITATION ON INSPECTION AND WEIGHING SERVICES*23 *EXPENSES*

24 *Not to exceed \$42,463,000 (from fees collected) shall be*
25 *obligated during the current fiscal year for inspection and*
26 *weighing services: Provided, That if grain export activities*

1 *require additional supervision and oversight, or other un-*
2 *controllable factors occur, this limitation may be exceeded*
3 *by up to 10 percent with notification to the Committees*
4 *on Appropriations of both Houses of Congress.*

5 *OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY*

6 *For necessary salaries and expenses of the Office of the*
7 *Under Secretary for Food Safety to administer the laws en-*
8 *acted by the Congress for the Food Safety and Inspection*
9 *Service, \$611,000.*

10 *FOOD SAFETY AND INSPECTION SERVICE*

11 *For necessary expenses to carry out services authorized*
12 *by the Federal Meat Inspection Act, the Poultry Products*
13 *Inspection Act, and the Egg Products Inspection Act, in-*
14 *cluding not to exceed \$50,000 for representation allowances*
15 *and for expenses pursuant to section 8 of the Act approved*
16 *August 3, 1956 (7 U.S.C. 1766), \$783,761,000, of which no*
17 *less than \$701,103,000 shall be available for Federal food*
18 *safety inspection; and in addition, \$1,000,000 may be cred-*
19 *ited to this account from fees collected for the cost of labora-*
20 *tory accreditation as authorized by section 1327 of the*
21 *Food, Agriculture, Conservation and Trade Act of 1990 (7*
22 *U.S.C. 138f): Provided, That no fewer than 50 full time*
23 *equivalent positions above the fiscal year 2002 level shall*
24 *be employed during fiscal year 2004 for purposes dedicated*
25 *solely to inspections and enforcement related to the Humane*

1 *Methods of Slaughter Act: Provided further, That this ap-*
2 *propriation shall be available pursuant to law (7 U.S.C.*
3 *2250) for the alteration and repair of buildings and im-*
4 *provements, but the cost of altering any one building during*
5 *the fiscal year shall not exceed 10 percent of the current*
6 *replacement value of the building.*

7 *OFFICE OF THE UNDER SECRETARY FOR FARM AND*
8 *FOREIGN AGRICULTURAL SERVICES*

9 *For necessary salaries and expenses of the Office of the*
10 *Under Secretary for Farm and Foreign Agricultural Serv-*
11 *ices to administer the laws enacted by Congress for the*
12 *Farm Service Agency, the Foreign Agricultural Service, the*
13 *Risk Management Agency, and the Commodity Credit Cor-*
14 *poration, \$635,000.*

15 *FARM SERVICE AGENCY*

16 *SALARIES AND EXPENSES*

17 *(INCLUDING TRANSFERS OF FUNDS)*

18 *For necessary expenses for carrying out the adminis-*
19 *tration and implementation of programs administered by*
20 *the Farm Service Agency, \$988,768,000: Provided, That the*
21 *Secretary is authorized to use the services, facilities, and*
22 *authorities (but not the funds) of the Commodity Credit*
23 *Corporation to make program payments for all programs*
24 *administered by the Agency: Provided further, That other*
25 *funds made available to the Agency for authorized activities*
26 *may be advanced to and merged with this account.*

1 *STATE MEDIATION GRANTS*

2 *For grants pursuant to section 502(b) of the Agricul-*
3 *tural Credit Act of 1987, as amended (7 U.S.C. 5101–5106),*
4 *\$3,974,000.*

5 *DAIRY INDEMNITY PROGRAM*

6 *(INCLUDING TRANSFER OF FUNDS)*

7 *For necessary expenses involved in making indemnity*
8 *payments to dairy farmers and manufacturers of dairy*
9 *products under a dairy indemnity program, \$100,000, to*
10 *remain available until expended: Provided, That such pro-*
11 *gram is carried out by the Secretary in the same manner*
12 *as the dairy indemnity program described in Public Law*
13 *106–387 (114 Stat. 1549A–12).*

14 *AGRICULTURAL CREDIT INSURANCE FUND PROGRAM*

15 *ACCOUNT*

16 *(INCLUDING TRANSFERS OF FUNDS)*

17 *For gross obligations for the principal amount of di-*
18 *rect and guaranteed farm ownership (7 U.S.C. 1922 et seq.)*
19 *and operating (7 U.S.C. 1941 et seq.) loans, Indian tribe*
20 *land acquisition loans (25 U.S.C. 488), and boll weevil*
21 *loans (7 U.S.C. 1989), to be available from funds in the*
22 *Agricultural Credit Insurance Fund, as follows: farm own-*
23 *ership loans, \$1,079,158,000, of which \$950,000,000 shall*
24 *be for guaranteed loans and \$129,158,000 shall be for direct*
25 *loans; operating loans, \$2,067,317,000, of which*
26 *\$1,200,000,000 shall be for unsubsidized guaranteed loans,*

1 \$266,249,000 shall be for subsidized guaranteed loans and
2 \$601,068,000 shall be for direct loans; Indian tribe land
3 acquisition loans, \$2,000,000; and for boll weevil eradi-
4 cation program loans, \$100,000,000: Provided, That the
5 Secretary shall deem the pink bollworm to be a boll weevil
6 for the purpose of boll weevil eradication program loans.

7 For the cost of direct and guaranteed loans, including
8 the cost of modifying loans as defined in section 502 of the
9 Congressional Budget Act of 1974, as follows: farm owner-
10 ship loans, \$33,648,000, of which \$5,130,000 shall be for
11 guaranteed loans, and \$28,518,000 shall be for direct loans;
12 operating loans, \$160,634,000, of which \$39,960,000 shall
13 be for unsubsidized guaranteed loans, \$34,000,000 shall be
14 for subsidized guaranteed loans, and \$86,674,000 shall be
15 for direct loans.

16 In addition, for administrative expenses necessary to
17 carry out the direct and guaranteed loan programs,
18 \$290,968,000, of which \$283,020,000 shall be transferred to
19 and merged with the appropriation for “Farm Service
20 Agency, Salaries and Expenses”.

21 Funds appropriated by this Act to the Agricultural
22 Credit Insurance Program Account for farm ownership and
23 operating direct loans and guaranteed loans may be trans-
24 ferred among these programs: Provided, That the Commit-

1 *tees on Appropriations of both Houses of Congress are noti-*
2 *fied at least 15 days in advance of any transfer.*

3 *RISK MANAGEMENT AGENCY*

4 *For administrative and operating expenses, as author-*
5 *ized by section 226A of the Department of Agriculture Reor-*
6 *ganization Act of 1994 (7 U.S.C. 6933), \$71,422,000: Pro-*
7 *vided, That not to exceed \$1,000 shall be available for offi-*
8 *cial reception and representation expenses, as authorized by*
9 *7 U.S.C. 1506(i).*

10 *CORPORATIONS*

11 *The following corporations and agencies are hereby au-*
12 *thorized to make expenditures, within the limits of funds*
13 *and borrowing authority available to each such corporation*
14 *or agency and in accord with law, and to make contracts*
15 *and commitments without regard to fiscal year limitations*
16 *as provided by section 104 of the Government Corporation*
17 *Control Act as may be necessary in carrying out the pro-*
18 *grams set forth in the budget for the current fiscal year for*
19 *such corporation or agency, except as hereinafter provided.*

20 *FEDERAL CROP INSURANCE CORPORATION FUND*

21 *For payments as authorized by section 516 of the Fed-*
22 *eral Crop Insurance Act (7 U.S.C. 1516), such sums as may*
23 *be necessary, to remain available until expended.*

1 *COMMODITY CREDIT CORPORATION FUND*2 *REIMBURSEMENT FOR NET REALIZED LOSSES*

3 *For the current fiscal year, such sums as may be nec-*
4 *essary to reimburse the Commodity Credit Corporation for*
5 *net realized losses sustained, but not previously reimbursed,*
6 *pursuant to section 2 of the Act of August 17, 1961 (15*
7 *U.S.C. 713a–11).*

8 *HAZARDOUS WASTE MANAGEMENT*9 *(LIMITATION ON EXPENSES)*

10 *For the current fiscal year, the Commodity Credit Cor-*
11 *poration shall not expend more than \$5,000,000 for site in-*
12 *vestigation and cleanup expenses, and operations and*
13 *maintenance expenses to comply with the requirement of*
14 *section 107(g) of the Comprehensive Environmental Re-*
15 *sponse, Compensation, and Liability Act (42 U.S.C.*
16 *9607(g)), and section 6001 of the Resource Conservation*
17 *and Recovery Act (42 U.S.C. 6961).*

18 *TITLE II*19 *CONSERVATION PROGRAMS*20 *OFFICE OF THE UNDER SECRETARY FOR NATURAL*21 *RESOURCES AND ENVIRONMENT*

22 *For necessary salaries and expenses of the Office of the*
23 *Under Secretary for Natural Resources and Environment*
24 *to administer the laws enacted by the Congress for the For-*
25 *est Service and the Natural Resources Conservation Service,*
26 *\$761,000.*

1 *NATURAL RESOURCES CONSERVATION SERVICE*2 *CONSERVATION OPERATIONS*

3 *For necessary expenses for carrying out the provisions*
4 *of the Act of April 27, 1935 (16 U.S.C. 590a–f), including*
5 *preparation of conservation plans and establishment of*
6 *measures to conserve soil and water (including farm irriga-*
7 *tion and land drainage and such special measures for soil*
8 *and water management as may be necessary to prevent*
9 *floods and the siltation of reservoirs and to control agricul-*
10 *tural related pollutants); operation of conservation plant*
11 *materials centers; classification and mapping of soil; dis-*
12 *semination of information; acquisition of lands, water, and*
13 *interests therein for use in the plant materials program by*
14 *donation, exchange, or purchase at a nominal cost not to*
15 *exceed \$100 pursuant to the Act of August 3, 1956 (7 U.S.C.*
16 *428a); purchase and erection or alteration or improvement*
17 *of permanent and temporary buildings; and operation and*
18 *maintenance of aircraft, \$826,635,000, to remain available*
19 *until expended, of which not less than \$9,500,000 is for*
20 *snow survey and water forecasting, and not less than*
21 *\$11,269,000 is for operation and establishment of the plant*
22 *materials centers, and of which not less than \$23,500,000*
23 *shall be for the grazing lands conservation initiative: Pro-*
24 *vided, That appropriations hereunder shall be available*
25 *pursuant to 7 U.S.C. 2250 for construction and improve-*

1 *ment of buildings and public improvements at plant mate-*
2 *rials centers, except that the cost of alterations and im-*
3 *provements to other buildings and other public improve-*
4 *ments shall not exceed \$250,000: Provided further, That*
5 *when buildings or other structures are erected on non-Fed-*
6 *eral land, that the right to use such land is obtained as*
7 *provided in 7 U.S.C. 2250a: Provided further, That this*
8 *appropriation shall be available for technical assistance*
9 *and related expenses to carry out programs authorized by*
10 *section 202(c) of title II of the Colorado River Basin Salin-*
11 *ity Control Act of 1974 (43 U.S.C. 1592(c)): Provided fur-*
12 *ther, That qualified local engineers may be temporarily em-*
13 *ployed at per diem rates to perform the technical planning*
14 *work of the Service: Provided further, That none of the*
15 *funds made available under this paragraph by this or any*
16 *other appropriations Act may be used to provide technical*
17 *assistance with respect to programs listed in section*
18 *1241(a) of the Food Security Act of 1985 (16 U.S.C.*
19 *3841(a)).*

20 *WATERSHED SURVEYS AND PLANNING*

21 *For necessary expenses to conduct research, investiga-*
22 *tion, and surveys of watersheds of rivers and other water-*
23 *ways, and for small watershed investigations and planning,*
24 *in accordance with the Watershed Protection and Flood*
25 *Prevention Act (16 U.S.C. 1001–1009), \$10,000,000: Pro-*
26 *vided, That qualified local engineers may be temporarily*

1 *employed at per diem rates to perform the technical plan-*
2 *ning work of the Service: Provided further, That none of*
3 *the funds made available under this paragraph by this or*
4 *any other appropriations Act may be used to provide tech-*
5 *nical assistance with respect to programs listed in section*
6 *1241(a) of the Food Security Act of 1985 (16 U.S.C.*
7 *3841(a)).*

8 *WATERSHED AND FLOOD PREVENTION OPERATIONS*

9 *For necessary expenses to carry out preventive meas-*
10 *ures, including but not limited to research, engineering op-*
11 *erations, methods of cultivation, the growing of vegetation,*
12 *rehabilitation of existing works and changes in use of land,*
13 *in accordance with the Watershed Protection and Flood*
14 *Prevention Act (16 U.S.C. 1001–1005 and 1007–1009), the*
15 *provisions of the Act of April 27, 1935 (16 U.S.C. 590a–*
16 *f), and in accordance with the provisions of laws relating*
17 *to the activities of the Department, \$55,000,000, to remain*
18 *available until expended (of which up to \$5,000,000 may*
19 *be available for the watersheds authorized under the Flood*
20 *Control Act (33 U.S.C. 701 and 16 U.S.C. 1006a)): Pro-*
21 *vided, That not to exceed \$20,000,000 of this appropriation*
22 *shall be available for technical assistance: Provided further,*
23 *That not to exceed \$1,000,000 of this appropriation is*
24 *available to carry out the purposes of the Endangered Spe-*
25 *cies Act of 1973 (Public Law 93–205), including coopera-*
26 *tive efforts as contemplated by that Act to relocate endan-*

1 *gered or threatened species to other suitable habitats as may*
2 *be necessary to expedite project construction: Provided fur-*
3 *ther, That qualified local engineers may be temporarily em-*
4 *ployed at per diem rates to perform the technical planning*
5 *work of the Service: Provided further, That none of the*
6 *funds made available under this paragraph by this or any*
7 *other appropriations Act may be used to provide technical*
8 *assistance with respect to programs listed in section*
9 *1241(a) of the Food Security Act of 1985 (16 U.S.C.*
10 *3841(a)).*

11 *WATERSHED REHABILITATION PROGRAM*

12 *For necessary expenses to carry out rehabilitation of*
13 *structural measures, in accordance with section 14 of the*
14 *Watershed Protection and Flood Prevention Act (16 U.S.C.*
15 *1012), and in accordance with the provisions of laws relat-*
16 *ing to the activities of the Department, \$29,805,000, to re-*
17 *main available until expended: Provided, That qualified*
18 *local engineers may be temporarily employed at per diem*
19 *rates to perform the technical planning work of the Service:*
20 *Provided further, That none of the funds made available*
21 *under this paragraph by this or any other appropriations*
22 *Act may be used to provide technical assistance with respect*
23 *to programs listed in section 1241(a) of the Food Security*
24 *Act of 1985 (16 U.S.C. 3841(a)).*

1 \$79,838,000 shall be for rural community programs de-
2 scribed in section 381E(d)(1) of such Act; of which
3 \$610,641,000 shall be for the rural utilities programs de-
4 scribed in sections 381E(d)(2), 306C(a)(2), and 306D of
5 such Act; and of which \$79,000,000 shall be for the rural
6 business and cooperative development programs described
7 in sections 381E(d)(3) and 310B(f) of such Act: Provided,
8 That of the amount appropriated for rural business and
9 cooperative development programs, \$100,000 shall be for a
10 pilot program in the State of Alaska to assist communities
11 with community planning: Provided further, That of the
12 total amount appropriated in this account, \$24,000,000
13 shall be for loans and grants to benefit Federally Recognized
14 Native American Tribes, including grants for drinking
15 water and waste disposal systems pursuant to section 306C
16 of such Act, of which \$4,000,000 shall be available for com-
17 munity facilities grants to tribal colleges, as authorized by
18 section 306(a)(19) of the Consolidated Farm and Rural De-
19 velopment Act, and of which \$250,000 shall be available for
20 a grant to a qualified national organization to provide tech-
21 nical assistance for rural transportation in order to pro-
22 mote economic development: Provided further, That of the
23 amount appropriated for rural community programs,
24 \$6,000,000 shall be available for a Rural Community De-
25 velopment Initiative: Provided further, That such funds

1 *shall be used solely to develop the capacity and ability of*
2 *private, nonprofit community-based housing and commu-*
3 *nity development organizations, low-income rural commu-*
4 *nities, and Federally Recognized Native American Tribes*
5 *to undertake projects to improve housing, community facili-*
6 *ties, community and economic development projects in*
7 *rural areas: Provided further, That such funds shall be*
8 *made available to qualified private, nonprofit and public*
9 *intermediary organizations proposing to carry out a pro-*
10 *gram of financial and technical assistance: Provided fur-*
11 *ther, That such intermediary organizations shall provide*
12 *matching funds from other sources, including Federal funds*
13 *for related activities, in an amount not less than funds pro-*
14 *vided: Provided further, That of the amount appropriated*
15 *for the rural business and cooperative development pro-*
16 *grams, not to exceed \$500,000 shall be made available for*
17 *a grant to a qualified national organization to provide tech-*
18 *nical assistance for rural transportation in order to pro-*
19 *mote economic development; \$2,000,000 shall be for grants*
20 *to the Delta Regional Authority (7 U.S.C. 1921 et seq.);*
21 *and not less than \$5,000,000 shall be available for grants*
22 *in accordance with section 310B(f) of the Consolidated*
23 *Farm and Rural Development Act: Provided further, That*
24 *of the amount appropriated for rural utilities programs,*
25 *not to exceed \$25,000,000 shall be for water and waste dis-*

1 *posal systems to benefit the Colonias along the United*
2 *States/Mexico border, including grants pursuant to section*
3 *306C of such Act; not to exceed \$30,000,000 shall be for*
4 *water and waste disposal systems for rural and native vil-*
5 *lages in Alaska pursuant to section 306D of such Act, with*
6 *up to 1 percent available to administer the program and*
7 *up to 1 percent available to improve interagency coordina-*
8 *tion may be transferred to and merged with the appropria-*
9 *tion for “Rural Development, Salaries and Expenses”, of*
10 *which 25 percent shall be provided for water and sewer*
11 *projects in regional hubs and \$100,000 shall be provided*
12 *to develop a regional system for centralized billing, oper-*
13 *ation, and management of rural water and sewer utilities*
14 *through regional cooperatives, and the State of Alaska shall*
15 *provide a 25 percent cost share; not to exceed \$18,000,000*
16 *shall be for technical assistance grants for rural water and*
17 *waste systems pursuant to section 306(a)(14) of such Act,*
18 *of which \$5,513,000 shall be for Rural Community Assist-*
19 *ance Programs; and not to exceed \$13,000,000 shall be for*
20 *contracting with qualified national organizations for a cir-*
21 *cuit rider program to provide technical assistance for rural*
22 *water systems: Provided further, That of the amount appro-*
23 *priated for the circuit rider program, Alaska shall receive*
24 *no less than five percent and not less than \$750,000 shall*
25 *be for contracting with qualified national organizations to*

1 *establish a Native American circuit rider program to pro-*
2 *vide technical assistance for rural water systems: Provided*
3 *further, That not less than \$2,000,000 shall be available to*
4 *carry out Section 6012 of Public Law 107–171: Provided*
5 *further, That of the total amount appropriated, not to ex-*
6 *ceed \$22,132,000 shall be available through June 30, 2004,*
7 *for authorized empowerment zones and enterprise commu-*
8 *nities and communities designated by the Secretary of Agri-*
9 *culture as Rural Economic Area Partnership Zones; of*
10 *which \$1,000,000 shall be for the rural community pro-*
11 *grams described in section 381E(d)(1) of such Act, of which*
12 *\$12,582,000 shall be for the rural utilities programs de-*
13 *scribed in section 381E(d)(2) of such Act, and of which*
14 *\$8,550,000 shall be for the rural business and cooperative*
15 *development programs described in section 381E(d)(3) of*
16 *such Act: Provided further, That of the amount appro-*
17 *priated for rural community programs, not to exceed*
18 *\$23,000,000 shall be to provide grants for facilities in rural*
19 *communities with extreme unemployment and severe eco-*
20 *nomie depression (Public Law 106–387), with 5 percent for*
21 *administration and capacity building in the State rural*
22 *development offices: Provided further, That of the amount*
23 *appropriated, \$30,000,000 shall be transferred to and*
24 *merged with the “Rural Utilities Service, High Energy Cost*
25 *Grants Account” to provide grants authorized under section*

1 *19 of the Rural Electrification Act of 1936 (7 U.S.C. 918a):*
2 *Provided further, That of the amount made available for*
3 *high energy cost grants, up to \$3,000,000 shall be available*
4 *to a not-for-profit consumer-owned cooperative utility pro-*
5 *vider serving an island community in a non-contiguous*
6 *State for the purpose of defraying transaction, transition,*
7 *organizational, and other fair and reasonable costs, as de-*
8 *termined by the Secretary, incurred during the period July*
9 *1, 1999 through December 31, 2002, and directly related*
10 *to the successful acquisition by such provider of the investor-*
11 *owned electric utility facilities (including generation, trans-*
12 *mission, distribution, and other related assets) formerly*
13 *serving ratepayers on the island: Provided further, That*
14 *any prior year balances for high cost energy grants author-*
15 *ized by section 19 of the Rural Electrification Act of 1936*
16 *(7 U.S.C. 901(19)) shall be transferred to and merged with*
17 *the “Rural Utilities Service, High Energy Costs Grants”*
18 *account.*

19 *RURAL DEVELOPMENT SALARIES AND EXPENSES*

20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *For necessary expenses for carrying out the adminis-*
22 *tration and implementation of programs in the Rural De-*
23 *velopment mission area, including activities with institu-*
24 *tions concerning the development and operation of agricul-*
25 *tural cooperatives; and for cooperative agreements;*

1 \$140,922,000: *Provided, That notwithstanding any other*
2 *provision of law, funds appropriated under this section*
3 *may be used for advertising and promotional campaigns,*
4 *including souvenirs, that support activities conducted by*
5 *agencies of the Rural Development mission area: Provided*
6 *further, That not more than \$10,000 may be expended to*
7 *provide modest nonmonetary awards to non-USDA employ-*
8 *ees: Provided further, That any balances available from*
9 *prior years for the Rural Utilities Service, Rural Housing*
10 *Service, and the Rural Business-Cooperative Service sala-*
11 *ries and expenses accounts shall be transferred to and*
12 *merged with this appropriation.*

13 *RURAL HOUSING SERVICE*

14 *RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT*

15 *(INCLUDING TRANSFERS OF FUNDS)*

16 *For gross obligations for the principal amount of di-*
17 *rect and guaranteed loans as authorized by title V of the*
18 *Housing Act of 1949, to be available from funds in the rural*
19 *housing insurance fund, as follows: \$4,084,589,000 for loans*
20 *to section 502 borrowers, as determined by the Secretary,*
21 *of which \$1,359,417,000 shall be for direct loans, and of*
22 *which \$2,725,172,000 shall be for unsubsidized guaranteed*
23 *loans; \$35,004,000 for section 504 housing repair loans;*
24 *\$115,052,000 for section 515 rental housing; \$100,000,000*
25 *for section 538 guaranteed multi-family housing loans;*
26 *\$5,045,000 for section 524 site loans; \$11,500,000 for credit*

1 sales of acquired property, of which up to \$1,500,000 may
2 be for multi-family credit sales; and \$1,623,000 for section
3 523 self-help housing land development loans.

4 For the cost of direct and guaranteed loans, including
5 the cost of modifying loans, as defined in section 502 of
6 the Congressional Budget Act of 1974, as follows: section
7 502 loans, \$165,921,000, of which \$126,018,000 shall be for
8 direct loans, and of which \$39,903,000, to remain available
9 until expended, shall be for unsubsidized guaranteed loans;
10 section 504 housing repair loans, \$9,612,000; section 515
11 rental housing, \$49,484,000; section 538 multi-family hous-
12 ing guaranteed loans, \$5,950,000; multi-family credit sales
13 of acquired property, \$663,000; and section 523 self-help
14 housing land development loans, \$50,000: Provided, That
15 of the total amount appropriated in this paragraph,
16 \$7,100,000 shall be available through June 30, 2004, for
17 authorized empowerment zones and enterprise communities
18 and communities designated by the Secretary of Agriculture
19 as Rural Economic Area Partnership Zones.

20 In addition, for administrative expenses necessary to
21 carry out the direct and guaranteed loan programs,
22 \$439,453,000, which shall be transferred to and merged
23 with the appropriation for "Rural Development, Salaries
24 and Expenses".

1 *RENTAL ASSISTANCE PROGRAM*

2 *For rental assistance agreements entered into or re-*
3 *newed pursuant to the authority under section 521(a)(2)*
4 *or agreements entered into in lieu of debt forgiveness or*
5 *payments for eligible households as authorized by section*
6 *502(c)(5)(D) of the Housing Act of 1949, \$721,281,000;*
7 *and, in addition, such sums as may be necessary, as author-*
8 *ized by section 521(c) of the Act, to liquidate debt incurred*
9 *prior to fiscal year 1992 to carry out the rental assistance*
10 *program under section 521(a)(2) of the Act: Provided, That*
11 *of this amount, not more than \$5,900,000 shall be available*
12 *for debt forgiveness or payments for eligible households as*
13 *authorized by section 502(c)(5)(D) of the Act, and not to*
14 *exceed \$20,000 per project for advances to nonprofit organi-*
15 *zations or public agencies to cover direct costs (other than*
16 *purchase price) incurred in purchasing projects pursuant*
17 *to section 502(c)(5)(C) of the Act: Provided further, That*
18 *agreements entered into or renewed during the current fiscal*
19 *year shall be funded for a 5-year period, although the life*
20 *of any such agreement may be extended to fully utilize*
21 *amounts obligated.*

22 *MUTUAL AND SELF-HELP HOUSING GRANTS*

23 *For grants and contracts pursuant to section*
24 *523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c),*
25 *\$34,000,000, to remain available until expended: Provided,*
26 *That of the total amount appropriated, \$1,000,000 shall be*

1 *available through June 30, 2004, for authorized empower-*
2 *ment zones and enterprise communities and communities*
3 *designated by the Secretary of Agriculture as Rural Eco-*
4 *nomic Area Partnership Zones.*

5 *RURAL HOUSING ASSISTANCE GRANTS*

6 *For grants and contracts for very low-income housing*
7 *repair, supervisory and technical assistance, compensation*
8 *for construction defects, and rural housing preservation*
9 *made by the Rural Housing Service, as authorized by 42*
10 *U.S.C. 1474, 1479(c), 1490e, and 1490m, \$46,222,000, to*
11 *remain available until expended, of which \$5,000,000 shall*
12 *be available for a processing and/or fishery workers housing*
13 *demonstration project in Alaska, Mississippi, Utah, and*
14 *Wisconsin: Provided, That of the total amount appro-*
15 *priated, \$1,800,000 shall be available through June 30,*
16 *2004, for authorized empowerment zones and enterprise*
17 *communities and communities designated by the Secretary*
18 *of Agriculture as Rural Economic Area Partnership Zones.*

19 *FARM LABOR PROGRAM ACCOUNT*

20 *For the cost of direct loans, grants, and contracts, as*
21 *authorized by 42 U.S.C. 1484 and 1486, \$33,015,000, to*
22 *remain available until expended, for direct farm labor hous-*
23 *ing loans and domestic farm labor housing grants and con-*
24 *tracts.*

1 *HISTORIC BARN PRESERVATION PROGRAM*

2 *For the historic barn preservation program established*
3 *under section 379A of the Consolidated Farm and Rural*
4 *Development Act (7 U.S.C. 2008o), \$2,000,000.*

5 *RURAL BUSINESS—COOPERATIVE SERVICE*

6 *RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT*

7 *(INCLUDING TRANSFER OF FUNDS)*

8 *For the principal amount of direct loans, as authorized*
9 *by the Rural Development Loan Fund (42 U.S.C. 9812(a)),*
10 *\$40,000,000.*

11 *For the cost of direct loans, \$17,308,000, as authorized*
12 *by the Rural Development Loan Fund (42 U.S.C. 9812(a)),*
13 *of which \$1,724,000 shall be available through June 30,*
14 *2004, for Federally Recognized Native American Tribes and*
15 *of which \$3,449,000 shall be available through June 30,*
16 *2004, for Delta Regional Authority (7 U.S.C. 1921 et seq.):*
17 *Provided, That such costs, including the cost of modifying*
18 *such loans, shall be as defined in section 502 of the Congres-*
19 *sional Budget Act of 1974: Provided further, That of the*
20 *total amount appropriated, \$2,447,000 shall be available*
21 *through June 30, 2004, for the cost of direct loans for au-*
22 *thorized empowerment zones and enterprise communities*
23 *and communities designated by the Secretary of Agriculture*
24 *as Rural Economic Area Partnership Zones.*

25 *In addition, for administrative expenses to carry out*
26 *the direct loan programs, \$4,283,000 shall be transferred*

1 *to and merged with the appropriation for “Rural Develop-*
2 *ment, Salaries and Expenses”.*

3 *RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM*

4 *ACCOUNT*

5 *(INCLUDING RESCISSION OF FUNDS)*

6 *For the principal amount of direct loans, as authorized*
7 *under section 313 of the Rural Electrification Act, for the*
8 *purpose of promoting rural economic development and job*
9 *creation projects, \$15,002,000.*

10 *For the cost of direct loans, including the cost of modi-*
11 *fying loans as defined in section 502 of the Congressional*
12 *Budget Act of 1974, \$2,792,000.*

13 *Of the funds derived from interest on the cushion of*
14 *credit payments in the current fiscal year, as authorized*
15 *by section 313 of the Rural Electrification Act of 1936,*
16 *\$3,000,000 shall not be obligated and \$3,000,000 are re-*
17 *scinded.*

18 *RURAL COOPERATIVE DEVELOPMENT GRANTS*

19 *For rural cooperative development grants authorized*
20 *under section 310B(e) of the Consolidated Farm and Rural*
21 *Development Act (7 U.S.C. 1932), \$8,967,000, of which*
22 *\$2,500,000 shall be for cooperative agreements for the ap-*
23 *propriate technology transfer for rural areas program: Pro-*
24 *vided, That not to exceed \$1,500,000 of the total amount*
25 *appropriated shall be made available to cooperatives or as-*
26 *sociations of cooperatives whose primary focus is to provide*

1 *assistance to small, minority producers and whose gov-*
2 *erning board and/or membership is comprised of at least*
3 *75 percent minority.*

4 *RURAL EMPOWERMENT ZONES AND ENTERPRISE*

5 *COMMUNITIES GRANTS*

6 *For grants in connection with second and third rounds*
7 *of empowerment zones and enterprise communities,*
8 *\$14,370,000, to remain available until expended, for des-*
9 *ignated rural empowerment zones and rural enterprise com-*
10 *munities, as authorized by the Taxpayer Relief Act of 1997*
11 *and the Omnibus Consolidated and Emergency Supple-*
12 *mental Appropriations Act, 1999 (Public Law 105–277):*
13 *Provided, That of the funds appropriated, \$1,000,000 shall*
14 *be made available to third round empowerment zones, as*
15 *authorized by the Community Renewal Tax Relief Act*
16 *(Public Law 106–554).*

17 *RENEWABLE ENERGY PROGRAM*

18 *For the cost of a program of direct loans and grants,*
19 *under the same terms and conditions as authorized by sec-*
20 *tion 9006 of the Farm Security and Rural Investment Act*
21 *of 2002 (7 U.S.C. 8106), \$23,000,000 for direct renewable*
22 *energy loans and grants: Provided, That the cost of direct*
23 *loans and loan guarantees, including the cost of modifying*
24 *such loans, shall be as defined in section 502 of the Congres-*
25 *sional Budget Act of 1974.*

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

5 *Insured loans pursuant to the authority of section 305*
6 *of the Rural Electrification Act of 1936 (7 U.S.C. 935) shall*
7 *be made as follows: 5 percent rural electrification loans,*
8 *\$240,000,000; municipal rate rural electric loans,*
9 *\$1,000,000,000; loans made pursuant to section 306 of that*
10 *Act, rural electric, \$2,000,000,000; Treasury rate direct*
11 *electric loans, \$750,000,000; 5 percent rural telecommuni-*
12 *cations loans, \$145,000,000; cost of money rural tele-*
13 *communications loans, \$250,000,000; loans made pursuant*
14 *to section 306 of that Act, rural telecommunications loans,*
15 *\$120,000,000; and for guaranteed underwriting loans pur-*
16 *suant to section 313A, \$1,000,000,000.*

17 *For the cost, as defined in section 502 of the Congres-*
18 *sional Budget Act of 1974, including the cost of modifying*
19 *loans, of direct and guaranteed loans authorized by sections*
20 *305 and 306 of the Rural Electrification Act of 1936 (7*
21 *U.S.C. 935 and 936), as follows: cost of rural electric loans,*
22 *\$60,000, and the cost of telecommunication loans, \$125,000:*
23 *Provided, That notwithstanding section 305(d)(2) of the*
24 *Rural Electrification Act of 1936, borrower interest rates*
25 *may exceed 7 percent per year.*

1 *In addition, for administrative expenses necessary to*
2 *carry out the direct and guaranteed loan programs,*
3 *\$37,920,000 which shall be transferred to and merged with*
4 *the appropriation for “Rural Development, Salaries and*
5 *Expenses”.*

6 *RURAL TELEPHONE BANK PROGRAM ACCOUNT*
7 *(INCLUDING TRANSFER OF FUNDS)*

8 *The Rural Telephone Bank is hereby authorized to*
9 *make such expenditures, within the limits of funds available*
10 *to such corporation in accord with law, and to make such*
11 *contracts and commitments without regard to fiscal year*
12 *limitations as provided by section 104 of the Government*
13 *Corporation Control Act, as may be necessary in carrying*
14 *out its authorized programs. During fiscal year 2004 and*
15 *within the resources and authority available, gross obliga-*
16 *tions for the principal amount of direct loans shall be*
17 *\$173,503,000.*

18 *In addition, for administrative expenses, including*
19 *audits, necessary to carry out the loan programs,*
20 *\$3,182,000, which shall be transferred to and merged with*
21 *the appropriation for “Rural Development, Salaries and*
22 *Expenses”.*

23 *DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND*
24 *PROGRAM*

25 *For the principal amount of direct distance learning*
26 *and telemedicine loans, \$300,000,000; and for the principal*

1 *amount of broadband telecommunications loans,*
2 *\$647,000,000.*

3 *For grants for telemedicine and distance learning serv-*
4 *ices in rural areas, as authorized by 7 U.S.C. 950aaa et*
5 *seq., \$40,000,000, to remain available until expended: Pro-*
6 *vided, That \$15,000,000 shall be made available to convert*
7 *analog to digital operation those noncommercial edu-*
8 *cational television broadcast stations that serve rural areas*
9 *and are qualified for Community Service Grants by the*
10 *Corporation for Public Broadcasting under section 396(k)*
11 *of the Communications Act of 1934, including associated*
12 *translators, repeaters, and studio-to-transmitter links.*

13 *For the cost of direct and guaranteed broadband loans,*
14 *as authorized by 7 U.S.C. 901, et seq., \$15,116,000: Pro-*
15 *vided, That the cost of direct loans shall be as defined in*
16 *section 502 of the Congressional Budget Act of 1974.*

17 *In addition, \$10,000,000, to remain available until ex-*
18 *pended, for a grant program to finance broadband trans-*
19 *mission in rural areas eligible for Distance Learning and*
20 *Telemedicine Program benefits authorized by 7 U.S.C.*
21 *950aaa.*

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TITLE IV

DOMESTIC FOOD PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR FOOD,

NUTRITION AND CONSUMER SERVICES

For necessary salaries and expenses of the Office of the Under Secretary for Food, Nutrition and Consumer Services to administer the laws enacted by the Congress for the Food and Nutrition Service, \$611,000.

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the National School Lunch Act (42 U.S.C. 1751 et seq.), except section 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), except sections 17 and 21; \$11,418,441,000, to remain available through September 30, 2005, of which \$6,718,780,000 is hereby appropriated and \$4,699,661,000 shall be derived by transfer from funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c): Provided, That none of the funds made available under this heading shall be used for studies and evaluations: Provided further, That up to \$5,235,000 shall be available for independent verification of school food service claims.

1 *SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR*
2 *WOMEN, INFANTS, AND CHILDREN (WIC)*

3 *For necessary expenses to carry out the special supple-*
4 *mental nutrition program as authorized by section 17 of*
5 *the Child Nutrition Act of 1966 (42 U.S.C. 1786),*
6 *\$4,639,232,000, to remain available through September 30,*
7 *2005, of which \$10,000,000 shall be for a breastfeeding sup-*
8 *port initiative in addition to the activities specified in sec-*
9 *tion 17(h)(3)(A) and \$30,000,000 shall be for a manage-*
10 *ment information system initiative: Provided, That of the*
11 *total amount available, the Secretary shall obligate*
12 *\$25,000,000 for the farmers' market nutrition program:*
13 *Provided further, That notwithstanding section*
14 *17(h)(10)(A) of such Act, \$14,000,000 shall be available for*
15 *the purposes specified in section 17(h)(10)(B): Provided fur-*
16 *ther, That notwithstanding section 17(g)(5) of such Act,*
17 *\$5,000,000 shall be available for pilot projects to prevent*
18 *childhood obesity: Provided further, That none of the funds*
19 *in this Act shall be available to pay administrative expenses*
20 *of WIC clinics except those that have an announced policy*
21 *of prohibiting smoking within the space used to carry out*
22 *the program: Provided further, That none of the funds pro-*
23 *vided in this account shall be available for the purchase*
24 *of infant formula except in accordance with the cost con-*
25 *tainment and competitive bidding requirements specified in*

1 *section 17 of such Act: Provided further, That none of the*
2 *funds provided shall be available for activities that are not*
3 *fully reimbursed by other Federal Government departments*
4 *or agencies unless authorized by section 17 of such Act.*

5 *FOOD STAMP PROGRAM*

6 *For necessary expenses to carry out the Food Stamp*
7 *Act (7 U.S.C. 2011 et seq.), \$29,945,981,000, of which*
8 *\$2,000,000,000 shall be placed in reserve for use only in*
9 *such amounts and at such times as may become necessary*
10 *to carry out program operations: Provided, That none of*
11 *the funds made available under this heading shall be used*
12 *for studies and evaluations: Provided further, That of the*
13 *funds made available under this heading and not already*
14 *appropriated to the Food Distribution Program on Indian*
15 *Reservations (FDPIR) established under section 4(b) of the*
16 *Food Stamp Act of 1977 (7 U.S.C. 2013(b)), not to exceed*
17 *\$4,000,000 shall be used to purchase bison meat for the*
18 *FDPIR from Native American bison producers as well as*
19 *from producer-owned cooperatives of bison ranchers: Pro-*
20 *vided further, That funds provided herein shall be expended*
21 *in accordance with section 16 of the Food Stamp Act: Pro-*
22 *vided further, That this appropriation shall be subject to*
23 *any work registration or workfare requirements as may be*
24 *required by law: Provided further, That funds made avail-*
25 *able for Employment and Training under this heading*

1 *shall remain available until expended, as authorized by sec-*
2 *tion 16(h)(1) of the Food Stamp Act.*

3 *COMMODITY ASSISTANCE PROGRAM*

4 *For necessary expenses to carry out disaster assistance*
5 *and the commodity supplemental food program as author-*
6 *ized by section 4(a) of the Agriculture and Consumer Pro-*
7 *tection Act of 1973 (7 U.S.C. 612c note); the Emergency*
8 *Food Assistance Act of 1983; and special assistance (in a*
9 *form determined by the Secretary of Agriculture) for the*
10 *nuclear affected islands, as authorized by section 103(h)(2)*
11 *of the Compact of Free Association Act of 1985 (48 U.S.C.*
12 *1903(h)(2)) (or a successor law), \$145,740,000, to remain*
13 *available through September 30, 2005: Provided, That none*
14 *of these funds shall be available to reimburse the Commodity*
15 *Credit Corporation for commodities donated to the pro-*
16 *gram.*

17 *NUTRITION PROGRAMS ADMINISTRATION*

18 *For necessary administrative expenses of the domestic*
19 *nutrition assistance programs funded under this Act,*
20 *\$138,304,000, of which \$5,000,000 shall be available only*
21 *for simplifying procedures, reducing overhead costs, tight-*
22 *ening regulations, improving food stamp benefit delivery,*
23 *and assisting in the prevention, identification, and prosecu-*
24 *tion of fraud and other violations of law; and of which not*
25 *less than \$4,000,000 shall be available to improve integrity*
26 *in the Food Stamp and Child Nutrition programs.*

1 *TITLE V*
2 *FOREIGN ASSISTANCE AND RELATED PROGRAMS*
3 *FOREIGN AGRICULTURAL SERVICE*
4 *SALARIES AND EXPENSES*
5 *(INCLUDING TRANSFERS OF FUNDS)*

6 *For necessary expenses of the Foreign Agricultural*
7 *Service, including carrying out title VI of the Agricultural*
8 *Act of 1954 (7 U.S.C. 1761–1769), market development ac-*
9 *tivities abroad, and for enabling the Secretary to coordinate*
10 *and integrate activities of the Department in connection*
11 *with foreign agricultural work, including not to exceed*
12 *\$158,000 for representation allowances and for expenses*
13 *pursuant to section 8 of the Act approved August 3, 1956*
14 *(7 U.S.C. 1766), \$131,648,000: Provided, That the Service*
15 *may utilize advances of funds, or reimburse this appropria-*
16 *tion for expenditures made on behalf of Federal agencies,*
17 *public and private organizations and institutions under*
18 *agreements executed pursuant to the agricultural food pro-*
19 *duction assistance programs (7 U.S.C. 1737) and the for-*
20 *foreign assistance programs of the United States Agency for*
21 *International Development.*

22 *PUBLIC LAW 480 TITLE I PROGRAM ACCOUNT*
23 *(INCLUDING TRANSFERS OF FUNDS)*

24 *For the cost, as defined in section 502 of the Congres-*
25 *sional Budget Act of 1974, of agreements under the Agricul-*
26 *tural Trade Development and Assistance Act of 1954, and*

1 *the Food for Progress Act of 1985, including the cost of*
2 *modifying credit arrangements under said Acts,*
3 *\$103,887,000, to remain available until expended.*

4 *In addition, for administrative expenses to carry out*
5 *the credit program of title I, Public Law 83-480, and the*
6 *Food for Progress Act of 1985, to the extent funds appro-*
7 *riated for Public Law 83-480 are utilized, \$2,134,000, of*
8 *which \$1,075,000 may be transferred to and merged with*
9 *the appropriation for “Foreign Agricultural Service, Sala-*
10 *ries and Expenses”, and of which \$1,059,000 may be trans-*
11 *ferred to and merged with the appropriation for “Farm*
12 *Service Agency, Salaries and Expenses”.*

13 *PUBLIC LAW 480 TITLE I OCEAN FREIGHT DIFFERENTIAL*

14 *GRANTS*

15 *(INCLUDING TRANSFER OF FUNDS)*

16 *For ocean freight differential costs for the shipment of*
17 *agricultural commodities under title I of the Agricultural*
18 *Trade Development and Assistance Act of 1954 and under*
19 *the Food for Progress Act of 1985, \$28,000,000, to remain*
20 *available until expended: Provided, That funds made avail-*
21 *able for the cost of agreements under title I of the Agricul-*
22 *tural Trade Development and Assistance Act of 1954 and*
23 *for title I ocean freight differential may be used inter-*
24 *changeably between the two accounts with prior notice to*
25 *the Committees on Appropriations of both Houses of Con-*
26 *gress.*

1 *PUBLIC LAW 480 TITLE II GRANTS*

2 *For expenses during the current fiscal year, not other-*
3 *wise recoverable, and unrecovered prior years' costs, includ-*
4 *ing interest thereon, under the Agricultural Trade Develop-*
5 *ment and Assistance Act of 1954, for commodities supplied*
6 *in connection with dispositions abroad under title II of said*
7 *Act, \$1,192,000,000, to remain available until expended.*

8 *MC GOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION*9 *AND CHILD NUTRITION PROGRAM GRANTS*

10 *For necessary expenses to carry out the provisions of*
11 *section 3107 of the Farm Security and Rural Investment*
12 *Act of 2002 (7 U.S.C. 1736o-1), \$25,000,000, to remain*
13 *available until expended: Provided, That the Commodity*
14 *Credit Corporation is authorized to provide the services, fa-*
15 *cilities, and authorities for the purpose of implementing*
16 *such section, subject to reimbursement from amounts pro-*
17 *vided herein.*

18 *COMMODITY CREDIT CORPORATION EXPORT LOANS*19 *PROGRAM ACCOUNT*20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *For administrative expenses to carry out the Com-*
22 *modity Credit Corporation's export guarantee program,*
23 *GSM 102 and GSM 103, \$4,152,000; to cover common over-*
24 *head expenses as permitted by section 11 of the Commodity*
25 *Credit Corporation Charter Act and in conformity with the*
26 *Federal Credit Reform Act of 1990, of which \$3,306,000*

1 *may be transferred to and merged with the appropriation*
2 *for “Foreign Agricultural Service, Salaries and Expenses”,*
3 *and of which \$846,000 may be transferred to and merged*
4 *with the appropriation for “Farm Service Agency, Salaries*
5 *and Expenses”.*

6 *TITLE VI*
7 *RELATED AGENCIES AND FOOD AND DRUG*
8 *ADMINISTRATION*
9 *DEPARTMENT OF HEALTH AND HUMAN*
10 *SERVICES*
11 *FOOD AND DRUG ADMINISTRATION*
12 *SALARIES AND EXPENSES*

13 *For necessary expenses of the Food and Drug Adminis-*
14 *tration, including hire and purchase of passenger motor ve-*
15 *hicles; 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; for rental of special purpose space in the District*
19 *of Columbia or elsewhere; and for miscellaneous and emer-*
20 *gency expenses of enforcement activities, authorized and ap-*
21 *proved by the Secretary and to be accounted for solely on*
22 *the Secretary’s certificate, not to exceed \$25,000;*
23 *\$1,663,228,000, of which not to exceed \$249,825,000 to be*
24 *derived from prescription drug user fees authorized by 21*
25 *U.S.C. 379h, including any such fees assessed prior to the*

1 *current fiscal year but credited during the current year, in*
2 *accordance with section 736(g)(4), shall be credited to this*
3 *appropriation and remain available until expended; and*
4 *of which not to exceed \$29,190,000 to be derived from med-*
5 *ical device user fees authorized by 21 U.S.C. 379j shall be*
6 *credited to this appropriation, to remain available until ex-*
7 *pended: Provided, That fees derived from applications re-*
8 *ceived during fiscal year 2004 shall be subject to the fiscal*
9 *year 2004 limitation: Provided further, That none of these*
10 *funds shall be used to develop, establish, or operate any pro-*
11 *gram of user fees authorized by 31 U.S.C. 9701: Provided*
12 *further, That of the total amount appropriated: (1)*
13 *\$412,020,000 shall be for the Center for Food Safety and*
14 *Applied Nutrition and related field activities in the Office*
15 *of Regulatory Affairs; (2) \$475,655,000 shall be for the Cen-*
16 *ter for Drug Evaluation and Research and related field ac-*
17 *tivities in the Office of Regulatory Affairs, of which no less*
18 *than \$13,270,000 shall be available for grants and contracts*
19 *awarded under section 5 of the Orphan Drug Act (21 U.S.C.*
20 *360ee) and of which no less than \$52,845,000 shall be avail-*
21 *able for the generic drugs program; (3) \$168,836,000 shall*
22 *be for the Center for Biologics Evaluation and Research and*
23 *for related field activities in the Office of Regulatory Af-*
24 *airs; (4) \$84,646,000 shall be for the Center for Veterinary*
25 *Medicine and for related field activities in the Office of Reg-*

1 *ulatory Affairs; (5) \$207,686,000 shall be for the Center for*
2 *Devices and Radiological Health and for related field ac-*
3 *tivities in the Office of Regulatory Affairs; (6) \$39,887,000*
4 *shall be for the National Center for Toxicological Research;*
5 *(7) \$40,851,000 shall be for Rent and Related activities,*
6 *other than the amounts paid to the General Services Ad-*
7 *ministration for rent; (8) \$119,152,000 shall be for pay-*
8 *ments to the General Services Administration for rent; and*
9 *(9) \$114,495,000 shall be for other activities, including the*
10 *Office of the Commissioner; the Office of Management and*
11 *Systems; the Office of External Relations; the Office of Pol-*
12 *icy, Legislation, and Planning; and central services for*
13 *these offices: Provided further, That funds may be trans-*
14 *ferred from one specified activity to another with the prior*
15 *approval of the Committees on Appropriations of both*
16 *Houses of Congress.*

17 *In addition, mammography user fees authorized by 42*
18 *U.S.C. 263b may be credited to this account, to remain*
19 *available until expended.*

20 *In addition, export certification user fees authorized*
21 *by 21 U.S.C. 381 may be credited to this account, to remain*
22 *available until expended.*

23 *BUILDINGS AND FACILITIES*

24 *For plans, construction, repair, improvement, exten-*
25 *sion, alteration, and purchase of fixed equipment or facili-*
26 *ties of or used by the Food and Drug Administration, where*

1 *not otherwise provided, \$7,948,000, to remain available*
2 *until expended.*

3 *INDEPENDENT AGENCIES*

4 *COMMODITY FUTURES TRADING COMMISSION*

5 *For necessary expenses to carry out the provisions of*
6 *the Commodity Exchange Act (7 U.S.C. 1 et seq.), including*
7 *the purchase and hire of passenger motor vehicles, and the*
8 *rental of space (to include multiple year leases) in the Dis-*
9 *trict of Columbia and elsewhere, \$88,435,000, including not*
10 *to exceed \$3,000 for official reception and representation*
11 *expenses.*

12 *FARM CREDIT ADMINISTRATION*

13 *LIMITATION ON ADMINISTRATIVE EXPENSES*

14 *Not to exceed \$40,900,000 (from assessments collected*
15 *from farm credit institutions and from the Federal Agricul-*
16 *tural Mortgage Corporation) shall be obligated during the*
17 *current fiscal year for administrative expenses as author-*
18 *ized under 12 U.S.C. 2249: Provided, That this limitation*
19 *shall not apply to expenses associated with receiverships.*

20 *TITLE VII—GENERAL PROVISIONS*

21 *SEC. 701. Within the unit limit of cost fixed by law,*
22 *appropriations and authorizations made for the Depart-*
23 *ment of Agriculture for the current fiscal year under this*
24 *Act shall be available for the purchase, in addition to those*
25 *specifically provided for, of not to exceed 398 passenger*

1 *motor vehicles, of which 396 shall be for replacement only,*
2 *and for the hire of such vehicles.*

3 *SEC. 702. Funds in this Act available to the Depart-*
4 *ment of Agriculture shall be available for uniforms or allow-*
5 *ances therefor as authorized by law (5 U.S.C. 5901–5902).*

6 *SEC. 703. Funds appropriated by this Act shall be*
7 *available for employment pursuant to the second sentence*
8 *of section 706(a) of the Department of Agriculture Organic*
9 *Act of 1944 (7 U.S.C. 2225) and 5 U.S.C. 3109.*

10 *SEC. 704. The Secretary of Agriculture may transfer*
11 *unobligated balances of discretionary funds appropriated*
12 *by this Act or other available unobligated discretionary bal-*
13 *ances of the Department of Agriculture to the Working Cap-*
14 *ital Fund for the acquisition of plant and capital equip-*
15 *ment necessary for the delivery of financial, administrative,*
16 *and information technology services of primary benefit to*
17 *the agencies of the Department of Agriculture: Provided,*
18 *That none of the funds made available by this Act or any*
19 *other Act shall be transferred to the Working Capital Fund*
20 *without the prior approval of the agency administrator:*
21 *Provided further, That none of the funds transferred to the*
22 *Working Capital Fund pursuant to this section shall be*
23 *available for obligation without the prior approval of the*
24 *Committees on Appropriations of both Houses of Congress.*

1 *SEC. 705. New obligational authority provided for the*
2 *following appropriation items in this Act shall remain*
3 *available until expended: Animal and Plant Health Inspec-*
4 *tion Service, the contingency fund to meet emergency condi-*
5 *tions, information technology infrastructure, fruit fly pro-*
6 *gram, emerging plant pests, boll weevil program, and up*
7 *to 25 percent of the screwworm program; Food Safety and*
8 *Inspection Service, field automation and information man-*
9 *agement project; Cooperative State Research, Education,*
10 *and Extension Service, funds for competitive research*
11 *grants (7 U.S.C. 450i(b)), funds for the Research, Edu-*
12 *cation and Economics Information System (REEIS), and*
13 *funds for the Native American Institutions Endowment*
14 *Fund; Farm Service Agency, salaries and expenses funds*
15 *made available to county committees; Foreign Agricultural*
16 *Service, middle-income country training program and up*
17 *to \$2,000,000 of the Foreign Agricultural Service appro-*
18 *priation solely for the purpose of offsetting fluctuations in*
19 *international currency exchange rates, subject to docu-*
20 *mentation by the Foreign Agricultural Service.*

21 *SEC. 706. No part of any appropriation contained in*
22 *this Act shall remain available for obligation beyond the*
23 *current fiscal year unless expressly so provided herein.*

24 *SEC. 707. Not to exceed \$50,000 of the appropriations*
25 *available to the Department of Agriculture in this Act shall*

1 *be available to provide appropriate orientation and lan-*
2 *guage training pursuant to section 606C of the Act of Au-*
3 *gust 28, 1954 (7 U.S.C. 1766b).*

4 *SEC. 708. No funds appropriated by this Act may be*
5 *used to pay negotiated indirect cost rates on cooperative*
6 *agreements or similar arrangements between the United*
7 *States Department of Agriculture and nonprofit institu-*
8 *tions in excess of 10 percent of the total direct cost of the*
9 *agreement when the purpose of such cooperative arrange-*
10 *ments is to carry out programs of mutual interest between*
11 *the two parties. This does not preclude appropriate pay-*
12 *ment of indirect costs on grants and contracts with such*
13 *institutions when such indirect costs are computed on a*
14 *similar basis for all agencies for which appropriations are*
15 *provided in this Act.*

16 *SEC. 709. None of the funds in this Act shall be avail-*
17 *able to restrict the authority of the Commodity Credit Cor-*
18 *poration to lease space for its own use or to lease space*
19 *on behalf of other agencies of the Department of Agriculture*
20 *when such space will be jointly occupied.*

21 *SEC. 710. None of the funds in this Act shall be avail-*
22 *able to pay indirect costs charged against competitive agri-*
23 *cultural research, education, or extension grant awards*
24 *issued by the Cooperative State Research, Education, and*
25 *Extension Service that exceed 19 percent of total Federal*

1 *funds provided under each award: Provided, That notwith-*
2 *standing section 1462 of the National Agricultural Re-*
3 *search, Extension, and Teaching Policy Act of 1977 (7*
4 *U.S.C. 3310), funds provided by this Act for grants award-*
5 *ed competitively by the Cooperative State Research, Edu-*
6 *cation, and Extension Service shall be available to pay full*
7 *allowable indirect costs for each grant awarded under sec-*
8 *tion 9 of the Small Business Act (15 U.S.C. 638).*

9 *SEC. 711. Notwithstanding any other provision of this*
10 *Act, all loan levels provided in this Act shall be considered*
11 *estimates, not limitations.*

12 *SEC. 712. Appropriations to the Department of Agri-*
13 *culture for the cost of direct and guaranteed loans made*
14 *available in the current fiscal year shall remain available*
15 *until expended to cover obligations made in the current fis-*
16 *cal year for the following accounts: the Rural Development*
17 *Loan Fund program account, the Rural Telephone Bank*
18 *program account, the Rural Electrification and Tele-*
19 *communications Loans program account, the Rural Hous-*
20 *ing Insurance Fund program account, and the Rural Eco-*
21 *nomie Development Loans program account.*

22 *SEC. 713. 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 telephone*
7 *liquidating account which is in excess of current require-*
8 *ments and such balance shall receive interest as set forth*
9 *for financial accounts in section 505(c) of the Federal Cred-*
10 *it Reform Act of 1990.*

11 *SEC. 714. Of the funds made available by this Act, not*
12 *more than \$1,800,000 shall be used to cover necessary ex-*
13 *penses of activities related to all advisory committees, pan-*
14 *els, commissions, and task forces of the Department of Agri-*
15 *culture, except for panels used to comply with negotiated*
16 *rule makings and panels used to evaluate competitively*
17 *awarded grants.*

18 *SEC. 715. None of the funds appropriated by this Act*
19 *may be used to carry out section 410 of the Federal Meat*
20 *Inspection Act (21 U.S.C. 679a) or section 30 of the Poultry*
21 *Products Inspection Act (21 U.S.C. 471).*

22 *SEC. 716. No employee of the Department of Agri-*
23 *culture may be detailed or assigned from an agency or office*
24 *funded by this Act to any other agency or office of the De-*
25 *partment for more than 30 days unless the individual's em-*

1 *ploying agency or office is fully reimbursed by the receiving*
2 *agency or office for the salary and expenses of the employee*
3 *for the period of assignment.*

4 *SEC. 717. None of the funds appropriated or otherwise*
5 *made available to the Department of Agriculture shall be*
6 *used to transmit or otherwise make available to any non-*
7 *Department of Agriculture employee questions or responses*
8 *to questions that are a result of information requested for*
9 *the appropriations hearing process.*

10 *SEC. 718. None of the funds made available to the De-*
11 *partment of Agriculture by this Act may be used to acquire*
12 *new information technology systems or significant up-*
13 *grades, as determined by the Office of the Chief Information*
14 *Officer, without the approval of the Chief Information Offi-*
15 *cer and the concurrence of the Executive Information Tech-*
16 *nology Investment Review Board: Provided, That notwith-*
17 *standing any other provision of law, none of the funds ap-*
18 *propriated or otherwise made available by this Act may be*
19 *transferred to the Office of the Chief Information Officer*
20 *without the prior approval of the Committees on Appro-*
21 *priations of both Houses of Congress.*

22 *SEC. 719. (a) None of the funds provided by this Act,*
23 *or provided by previous Appropriations Acts to the agencies*
24 *funded by this Act that remain available for obligation or*
25 *expenditure in the current fiscal year, or provided from any*

1 *accounts in the Treasury of the United States derived by*
2 *the collection of fees available to the agencies funded by this*
3 *Act, shall be available for obligation or expenditure through*
4 *a reprogramming of funds which: (1) creates new programs;*
5 *(2) eliminates a program, project, or activity; (3) increases*
6 *funds or personnel by any means for any project or activity*
7 *for which funds have been denied or restricted; (4) relocates*
8 *an office or employees; (5) reorganizes offices, programs, or*
9 *activities; or (6) contracts out or privatizes any functions*
10 *or activities presently performed by Federal employees; un-*
11 *less the Committees on Appropriations of both Houses of*
12 *Congress are notified 15 days in advance of such re-*
13 *programming of funds.*

14 *(b) None of the funds provided by this Act, or provided*
15 *by previous Appropriations Acts to the agencies funded by*
16 *this Act that remain available for obligation or expenditure*
17 *in the current fiscal year, or provided from any accounts*
18 *in the Treasury of the United States derived by the collec-*
19 *tion of fees available to the agencies funded by this Act,*
20 *shall be available for obligation or expenditure for activi-*
21 *ties, programs, or projects through a reprogramming of*
22 *funds in excess of \$500,000 or 10 percent, whichever is less,*
23 *that: (1) augments existing programs, projects, or activities;*
24 *(2) reduces by 10 percent funding for any existing program,*
25 *project, or activity, or numbers of personnel by 10 percent*

1 *as approved by Congress; or (3) results from any general*
2 *savings from a reduction in personnel which would result*
3 *in a change in existing programs, activities, or projects as*
4 *approved by Congress; unless the Committees on Appropria-*
5 *tions of both Houses of Congress are notified 15 days in*
6 *advance of such reprogramming of funds.*

7 *(c) The Secretary of Agriculture, the Secretary of*
8 *Health and Human Services, or the Chairman of the Com-*
9 *modity Futures Trading Commission shall notify the Com-*
10 *mittees on Appropriations of both Houses of Congress before*
11 *implementing a program or activity not carried out during*
12 *the previous fiscal year unless the program or activity is*
13 *funded by this Act or specifically funded by any other Act.*

14 *SEC. 720. With the exception of funds needed to ad-*
15 *minister and conduct oversight of grants awarded and obli-*
16 *gations incurred in prior fiscal years, none of the funds*
17 *appropriated or otherwise made available by this or any*
18 *other Act may be used to pay the salaries and expenses of*
19 *personnel to carry out the provisions of section 401 of Pub-*
20 *lic Law 105–185, the Initiative for Future Agriculture and*
21 *Food Systems (7 U.S.C. 7621).*

22 *SEC. 721. None of the funds made available to the Food*
23 *and Drug Administration by this Act shall be used to re-*
24 *duce the Detroit, Michigan, Food and Drug Administration*
25 *District Office below the operating and full-time equivalent*

1 *staffing level of July 31, 1999; or to change the Detroit Dis-*
2 *trict Office to a station, residence post or similarly modified*
3 *office; or to reassign residence posts assigned to the Detroit*
4 *District Office: Provided, That this section shall not apply*
5 *to Food and Drug Administration field laboratory facilities*
6 *or operations currently located in Detroit, Michigan, except*
7 *that field laboratory personnel shall be assigned to locations*
8 *in the general vicinity of Detroit, Michigan, pursuant to*
9 *cooperative agreements between the Food and Drug Admin-*
10 *istration and other laboratory facilities associated with the*
11 *State of Michigan.*

12 *SEC. 722. None of the funds appropriated by this Act*
13 *or any other Act shall be used to pay the salaries and ex-*
14 *penses of personnel who prepare or submit appropriations*
15 *language as part of the President's Budget submission to*
16 *the Congress of the United States for programs under the*
17 *jurisdiction of the Appropriations Subcommittees on Agri-*
18 *culture, Rural Development, Food and Drug Administra-*
19 *tion, and Related Agencies that assumes revenues or reflects*
20 *a reduction from the previous year due to user fees pro-*
21 *posals that have not been enacted into law prior to the sub-*
22 *mission of the Budget unless such Budget submission identi-*
23 *fies which additional spending reductions should occur in*
24 *the event the user fees proposals are not enacted prior to*

1 *the date of the convening of a committee of conference for*
2 *the fiscal year 2005 appropriations Act.*

3 *SEC. 723. None of the funds made available by this*
4 *Act or any other Act may be used to close or relocate a*
5 *State Rural Development office unless or until cost effective-*
6 *ness and enhancement of program delivery have been deter-*
7 *mined.*

8 *SEC. 724. Of any shipments of commodities made pur-*
9 *suant to section 416(b) of the Agricultural Act of 1949 (7*
10 *U.S.C. 1431(b)), the Secretary of Agriculture shall, to the*
11 *extent practicable, direct that tonnage equal in value to not*
12 *more than \$25,000,000 shall be made available to foreign*
13 *countries to assist in mitigating the effects of the Human*
14 *Immunodeficiency Virus and Acquired Immune Deficiency*
15 *Syndrome on communities, including the provision of—*

16 *(1) agricultural commodities to—*

17 *(A) individuals with Human Immuno-*
18 *deficiency Virus or Acquired Immune Deficiency*
19 *Syndrome in the communities; and*

20 *(B) households in the communities, particu-*
21 *larly individuals caring for orphaned children;*
22 *and*

23 *(2) agricultural commodities monetized to pro-*
24 *vide other assistance (including assistance under*
25 *microcredit and microenterprise programs) to create*

1 *or restore sustainable livelihoods among individuals*
2 *in the communities, particularly individuals caring*
3 *for orphaned children.*

4 *SEC. 725. In addition to amounts otherwise appro-*
5 *riated or made available by this Act, \$2,981,000 is appro-*
6 *riated for the purpose of providing Bill Emerson and*
7 *Mickey Leland Hunger Fellowships through the Congres-*
8 *sional Hunger Center.*

9 *SEC. 726. Notwithstanding section 412 of the Agricul-*
10 *tural Trade Development and Assistance Act of 1954 (7*
11 *U.S.C. 1736f), any balances available to carry out title III*
12 *of such Act as of the date of enactment of this Act, and*
13 *any recoveries and reimbursements that become available*
14 *to carry out title III of such Act, may be used to carry*
15 *out title II of such Act.*

16 *SEC. 727. Section 375(e)(6)(B) of the Consolidated*
17 *Farm and Rural Development Act (7 U.S.C.*
18 *2008j(e)(6)(B)) is amended by striking “\$26,499,000” and*
19 *inserting “\$26,998,000”.*

20 *SEC. 728. None of the funds made available in this*
21 *Act may be transferred to any department, agency, or in-*
22 *strumentality of the United States Government, except pur-*
23 *suant to a transfer made by, or transfer authority provided*
24 *in, this Act or any other appropriation Act.*

1 *SEC. 729. None of the funds made available to the Food*
2 *and Drug Administration by this Act shall be used to close*
3 *or relocate, or to plan to close or relocate, the Food and*
4 *Drug Administration Division of Pharmaceutical Analysis*
5 *in St. Louis, Missouri, outside the city or county limits*
6 *of St. Louis, Missouri.*

7 *SEC. 730. Notwithstanding any other provision of law,*
8 *of the funds made available in this Act for competitive re-*
9 *search grants (7 U.S.C. 450i(b)), the Secretary may use up*
10 *to 20 percent of the amount provided to carry out a com-*
11 *petitive grants program under the same terms and condi-*
12 *tions as those provided in section 401 of the Agricultural*
13 *Research, Extension, and Education Reform Act of 1998*
14 *(7 U.S.C. 7621), including requests for proposals for grants*
15 *for critical emerging issues described in section 401(c)(1)*
16 *of that Act for which the Secretary has not issued requests*
17 *for proposals for grants in fiscal year 2002 or 2003.*

18 *SEC. 731. Notwithstanding any other provision of law,*
19 *the Natural Resources Conservation Service shall provide*
20 *financial and technical assistance through the Watershed*
21 *and Flood Prevention Operations program to carry out the*
22 *Upper Tygart Valley Watershed project, West Virginia:*
23 *Provided, That the Natural Resources Conservation Service*
24 *is authorized to provide 100 percent of the engineering as-*

1 *sistance and 75 percent cost share for installation of the*
2 *water supply component of this project.*

3 *SEC. 732. Agencies and offices of the Department of*
4 *Agriculture may utilize any unobligated salaries and ex-*
5 *penses funds to reimburse the Office of the General Counsel*
6 *for salaries and expenses of personnel, and for other related*
7 *expenses, incurred in representing such agencies and offices*
8 *in the resolution of complaints by employees or applicants*
9 *for employment, and in cases and other matters pending*
10 *before the Equal Employment Opportunity Commission,*
11 *the Federal Labor Relations Authority, or the Merit Sys-*
12 *tems Protection Board with the prior approval of the Com-*
13 *mittees on Appropriations of both Houses of Congress.*

14 *SEC. 733. None of the funds appropriated or made*
15 *available by this Act or any other Act may be used to pay*
16 *the salaries and expenses of personnel to carry out section*
17 *14(h)(1) of the Watershed Protection and Flood Prevention*
18 *Act (16 U.S.C. 1012(h)(1)).*

19 *SEC. 734. None of the funds appropriated or made*
20 *available by this Act, or any other Act, may be used to pay*
21 *the salaries and expenses of personnel to carry out subtitle*
22 *I of the Consolidated Farm and Rural Development Act (7*
23 *U.S.C. 2009dd through dd-7).*

24 *SEC. 735. None of the funds appropriated or made*
25 *available by this Act or any other Act may be used to pay*

1 *the salaries and expenses of personnel to carry out section*
2 *6405 of Public Law 107–171 (7 U.S.C. 2655).*

3 *SEC. 736. Notwithstanding any other provision of law,*
4 *the Natural Resources Conservation Service may provide fi-*
5 *nancial and technical assistance through the Watershed and*
6 *Flood Prevention Operations program for the Kuhn Bayou*
7 *and Ditch 26 Improvement projects in Arkansas, the*
8 *Matanuska River erosion control project in Alaska, the*
9 *DuPage County Sawmill Creek Watershed project in Illi-*
10 *nois, and the Coal Creek project in Utah, and four flood*
11 *control structures in Marmaton, Kansas.*

12 *SEC. 737. None of the funds made available in fiscal*
13 *year 2004 or preceding fiscal years for programs authorized*
14 *under the Agricultural Trade Development and Assistance*
15 *Act of 1954 (7 U.S.C. 1691 et seq.) in excess of \$20,000,000*
16 *shall be used to reimburse the Commodity Credit Corpora-*
17 *tion for the release of eligible commodities under section*
18 *302(f)(2)(A) of the Bill Emerson Humanitarian Trust Act*
19 *(7 U.S.C. 1736f–1): Provided, That any such funds made*
20 *available to reimburse the Commodity Credit Corporation*
21 *shall only be used pursuant to section 302(b)(2)(B)(i) of*
22 *the Bill Emerson Humanitarian Trust Act.*

23 *SEC. 738. Notwithstanding any other provision of law,*
24 *the Natural Resources Conservation Service may provide*

1 *from appropriated funds financial and technical assistance*
2 *to the Dry Creek project, Utah.*

3 *SEC. 739. The Secretary of Agriculture is authorized*
4 *to permit employees of the United States Department of Ag-*
5 *riculture to carry and use firearms for personal protection*
6 *while conducting field work in remote locations in the per-*
7 *formance of their official duties.*

8 *SEC. 740. None of the funds appropriated or otherwise*
9 *made available by this Act shall be used to pay the salaries*
10 *and expenses of personnel to carry out the provisions of sec-*
11 *tions 7404(a)(1) and 7404(c)(1) of Public Law 107–171.*

12 *SEC. 741. Of the funds made available under section*
13 *27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2011 et*
14 *seq.), the Secretary may use up to \$10,000,000 for costs as-*
15 *sociated with the distribution of commodities.*

16 *SEC. 742. None of the funds appropriated or otherwise*
17 *made available by this Act or any other Act shall be used*
18 *to pay the salaries and expenses of personnel to enroll in*
19 *excess of 189,144 acres in the calendar year 2004 wetlands*
20 *reserve program as authorized by 16 U.S.C. 3837.*

21 *SEC. 743. (a) Notwithstanding subsections (c) and*
22 *(e)(2) of section 313A of the Rural Electrification Act (7*
23 *U.S.C. 940c(c) and (e)(2)) in implementing section 313A*
24 *of that Act, the Secretary shall, with the consent of the lend-*
25 *er, structure the schedule for payment of the annual fee,*

1 *not to exceed an average of 30 basis points per year for*
2 *the term of the loan, to ensure that sufficient funds are*
3 *available to pay the subsidy costs for note guarantees under*
4 *that section; and*

5 *(b) The Secretary shall publish a proposed rule to*
6 *carry out section 313A of the Rural Electrification Act of*
7 *1936 within 60 days of enactment of this Act.*

8 *SEC. 744. None of the funds appropriated or otherwise*
9 *made available by this Act or any other Act shall be used*
10 *to pay the salaries and expenses of personnel to carry out*
11 *a ground and surface water conservation program author-*
12 *ized by section 2301 of Public Law 107–171, the Farm Se-*
13 *curity and Rural Investment Act of 2002, in excess of*
14 *\$51,000,000.*

15 *SEC. 745. None of the funds appropriated or otherwise*
16 *made available by this Act or any other Act shall be used*
17 *to pay the salaries and expenses of personnel to carry out*
18 *section 2502 of Public Law 107–171, the Farm Security*
19 *and Rural Investment Act of 2002, in excess of \$42,000,000.*

20 *SEC. 746. None of the funds appropriated or otherwise*
21 *made available by this Act or any other Act shall be used*
22 *to pay the salaries and expenses of personnel to carry out*
23 *section 2503 of Public Law 107–171, the Farm Security*
24 *and Rural Investment Act of 2002, in excess of*
25 *\$112,044,000.*

1 *SEC. 747. There is hereby appropriated \$3,000,000 to*
2 *carry out section 6028 of Public Law 107–171, the Farm*
3 *Security and Rural Investment Act of 2002: Provided, That*
4 *notwithstanding section 383B(g)(1) of the Consolidated*
5 *Farm and Rural Development Act (7 U.S.C. 2009bb–*
6 *1(g)(1)), the Federal share of the administrative expenses*
7 *of the Northern Great Plains Regional Authority for fiscal*
8 *year 2004 shall be 100 percent.*

9 *SEC. 748. None of the funds appropriated or made*
10 *available by this Act or any other Act may be used to pay*
11 *the salaries and expenses of personnel to carry out section*
12 *6029 of Public Law 107–171, the Farm Security and Rural*
13 *Investment Act of 2002: Provided, That this section shall*
14 *not apply to activities related to the promulgation of regu-*
15 *lations or the receipt and review of applications for the*
16 *Rural Business Investment Program.*

17 *SEC. 749. ACCESS TO BROADBAND TELECOMMUNI-*
18 *CATIONS SERVICES IN RURAL AREAS. None of the funds ap-*
19 *propriated or otherwise made available by this or any other*
20 *Act shall be used to pay the salaries and expenses of per-*
21 *sonnel to expend the \$20,000,000 made available by section*
22 *601(j)(1)(A) of the Rural Electrification Act of 1936 (7*
23 *U.S.C. 950bb(j)(1)(A)) for fiscal year 2004.*

24 *SEC. 750. None of the funds appropriated or otherwise*
25 *made available by this Act or any other Act shall be used*

1 *to pay the salaries and expenses of personnel to carry out*
2 *section 9006 of Public Law 107–171, the Farm Security*
3 *and Rural Investment Act of 2002.*

4 *SEC. 751. Agencies and offices of the Department of*
5 *Agriculture may utilize any available discretionary funds*
6 *to cover the costs of preparing, or contracting for the prepa-*
7 *ration of, final agency decisions regarding complaints of*
8 *discrimination in employment or program activities aris-*
9 *ing within such agencies and offices.*

10 *SEC. 752. Notwithstanding any other provision of law,*
11 *for any fiscal year, in the case of a high cost isolated rural*
12 *area that is not connected to a road system in Alaska, the*
13 *maximum level for the single family housing assistance*
14 *shall be 150 percent of the average income level in the met-*
15 *ropolitan areas of the State and 115 percent of all other*
16 *eligible areas of the State.*

17 *SEC. 753. Any unobligated balances in the Alternative*
18 *Agricultural Research and Commercialization Revolving*
19 *Fund are hereby rescinded.*

20 *SEC. 754. There is hereby appropriated \$2,000,000, to*
21 *remain available until expended, for the Denali Commis-*
22 *sion to address deficiencies in solid waste disposal sites*
23 *which threaten to contaminate rural drinking water sup-*
24 *plies.*

1 *SEC. 755. Notwithstanding any other provision of law,*
2 *the Secretary shall consider the City of Vicksburg, Mis-*
3 *issippi; the City of Aberdeen, South Dakota; and the City*
4 *of Starkville, Mississippi as meeting the requirements of a*
5 *rural area contained in section 520 of the Housing Act of*
6 *1949 (42 U.S.C. 1490) until receipt of the decennial Census*
7 *for the year 2010.*

8 *SEC. 756. Notwithstanding any other provision of law,*
9 *the Secretary shall consider the City of Berlin, New Hamp-*
10 *shire; the City of Guymon, Oklahoma; the City of Shawnee,*
11 *Oklahoma; and the City of Altus, Oklahoma, to be eligible*
12 *for loans and grants provided through the Rural Commu-*
13 *nity Advancement Program until receipt of the decennial*
14 *Census in the year 2010.*

15 *SEC. 757. None of the funds made available in this*
16 *Act or any other Act may be used to study or enter into*
17 *a contract with a private party to carry out, without spe-*
18 *cific authorization in a subsequent Act of Congress, a com-*
19 *petitive sourcing activity of the Secretary of Agriculture,*
20 *including support personnel of the Department of Agri-*
21 *culture, relating to rural development or farm loan pro-*
22 *grams, animal disease research, or grant review or manage-*
23 *ment activities.*

1 *SEC. 758. Section 501(b)(5)(B) of the Housing Act of*
2 *1949 (42 U.S.C. 1471(b)(5)(B) is amended by striking “for*
3 *fiscal years 2002 and 2003.”.*

4 *SEC. 759. AGRICULTURAL MANAGEMENT ASSISTANCE.*
5 *Section 524(b)(4)(B) of the Federal Crop Insurance Act (7*
6 *U.S.C. 1542(b)(4)(B)) is amended—*

7 *(1) in clause (i), by striking “clause (ii)” and*
8 *inserting “clauses (ii) and (iii)”;* and

9 *(2) by adding at the end the following:*

10 *“(iii) CERTAIN USES.—Of the amounts*
11 *made available to carry out this subsection*
12 *for each fiscal year, the Commodity Credit*
13 *Corporation shall use not less than—*

14 *“(I) \$15,000,000 to carry out sub-*
15 *paragraphs (A), (B), and (C) of para-*
16 *graph (2) through the Natural Re-*
17 *sources Conservation Service; and*

18 *“(II) \$2,000,000 to provide or-*
19 *ganic certification cost share assistance*
20 *through the Agricultural Marketing*
21 *Service.”.*

22 *SEC. 760. TRAVEL RELATING TO COMMERCIAL SALES*
23 *OF AGRICULTURAL AND MEDICAL GOODS. Section 910(a)*
24 *of the Trade Sanctions Reform And Export Enhancement*

1 *Act of 2000 (22 U.S.C. 7209(a)) is amended to read as fol-*
2 *lows:*

3 “(a) *AUTHORIZATION OF TRAVEL RELATING TO COM-*
4 *MERCIAL SALES OF AGRICULTURAL AND MEDICAL*
5 *GOODS.—The Secretary of the Treasury shall promulgate*
6 *regulations under which the travel-related transactions list-*
7 *ed in paragraph (c) of section 515.560 of title 31, Code of*
8 *Federal Regulations, are authorized by general license for*
9 *travel to, from, or within Cuba for the purpose of confer-*
10 *ring, exhibiting, marketing, planning, sales negotiation, de-*
11 *livery, expediting, facilitating, or servicing commercial ex-*
12 *port sale of agricultural and medical goods pursuant to the*
13 *provisions of this title.”.*

14 *SEC. 761. PROTECTION OF DOWNED ANIMALS. None*
15 *of the funds appropriated or otherwise made available by*
16 *this Act to pay the salaries or expenses of employees or*
17 *agents of the Department of Agriculture may be used to ap-*
18 *prove for human consumption under the Federal Meat In-*
19 *spection Act (21 U.S.C. 601 et seq.) any cattle, sheep, swine,*
20 *goats, horses, mules, or other equines that are unable to*
21 *stand or walk unassisted at an establishment subject to in-*
22 *spection at the point of examination and inspection, as re-*
23 *quired by section 3(a) of that Act (21 U.S.C. 603(a)).*

24 *SEC. 762. PROHIBITION OF ENERGY MARKET MANIPU-*
25 *LATION. (a) PROHIBITION.—Part II of the Federal Power*

1 *Act (16 U.S.C. 824 et seq.) is amended by adding at the*
2 *end the following:*

3 **“SEC. 215. PROHIBITION OF MARKET MANIPULATION.**

4 *“It shall be unlawful for any person, directly or indi-*
5 *rectly, to use or employ, in connection with the purchase*
6 *or sale of electric energy or the purchase or sale of trans-*
7 *mission services subject to the jurisdiction of the Commis-*
8 *sion, any manipulative or deceptive device or contrivance*
9 *in contravention of such regulations as the Commission*
10 *may promulgate as appropriate in the public interest or*
11 *for the protection of electric ratepayers.”.*

12 *(b) RATES RESULTING FROM MARKET MANIPULA-*
13 *TION.—Section 205(a) of the Federal Power Act (16 U.S.C.*
14 *824d(a)) is amended by inserting after “not just and rea-*
15 *sonable” the following: “or that result from a manipulative*
16 *or deceptive device or contrivance”.*

17 *SEC. 763. Hereafter, no funds provided in this or any*
18 *other Act shall be available to the Secretary of Agriculture*
19 *acting through the Foreign Agricultural Service to promote*
20 *the sale or export of tobacco or tobacco products.*

21 *SEC. 764. IN GENERAL.—Section 3(o)(4) of the Food*
22 *Stamp Act of 1977, as amended (7 U.S.C. 2012(o)(4), is*
23 *amended by inserting before the period at the end the fol-*
24 *lowing: “, and except that on October 1, 2003, in the case*
25 *of households residing in Alaska and Hawaii the Secretary*

1 *may not reduce the cost of such diet in effect on September*
2 *30, 2002”.*

3 **(b) EFFECTIVE DATE.**—*The amendment made by sub-*
4 *section (a) shall be effective beginning on September 30,*
5 *2003.*

6 **SEC. 765. MODIFICATION OF BOUNDARIES OF AROOS-**
7 **TOOK COUNTY AND GRIGGS-STEELE EMPOWERMENT**
8 **ZONES. (a) AROOSTOOK COUNTY EMPOWERMENT ZONE.**—
9 *Notwithstanding any other provision of law, the Aroostook*
10 *County empowerment zone shall include for the period such*
11 *empowerment zone remains designated, in addition to the*
12 *area designated as of the date of the enactment of this Act,*
13 *the remaining area of the county not included in such des-*
14 *ignation.*

15 **(b) GRIGGS-STEELE EMPOWERMENT ZONE.**—*Notwith-*
16 *standing any other provision of law, the Griggs-Steele em-*
17 *powerment zone shall include for the period such empower-*
18 *ment zone remains designated, in addition to the area des-*
19 *ignated as of the date of the enactment of this Act, the re-*
20 *maining area of Griggs County not included in such des-*
21 *ignation.*

22 **SEC. 766. COST-SHARING FOR ANIMAL AND PLANT**
23 **HEALTH EMERGENCY PROGRAMS.** *None of the funds made*
24 *available by this Act may be used to issue a final rule in*
25 *furtherance of, or otherwise implement, the proposed rule*

1 *on cost-sharing for animal and plant health emergency pro-*
2 *grams of the Animal and Plant Health Inspection Service*
3 *published on July 8, 2003 (Docket No. 02–062–1; 68 Fed.*
4 *Reg. 40541).*

5 *SEC. 767. Section 601(b)(2) of the Rural Electrifica-*
6 *tion Act of 1936 (7 U.S.C. 950bb(b)(2)) is amended to read*
7 *as follows:*

8 *“(2) ELIGIBLE RURAL COMMUNITY.—The term*
9 *‘eligible rural community’ means any area of the*
10 *United States that is not contained in an incor-*
11 *porated city or town with a population in excess of*
12 *20,000 inhabitants.”.*

13 *SEC. 768. Notwithstanding any other provision of law,*
14 *for all activities under programs of the Rural Development*
15 *Mission Area within the County of Honolulu, Hawaii, the*
16 *Secretary may designate any portion of the county as a*
17 *rural area or eligible rural community that the Secretary*
18 *determines is not urban in character.*

19 *SEC. 769. The first sentence of section 306(g)(1) of the*
20 *National Housing Act (12 U.S.C. 1721(g)(1)) is amended—*

21 *(1) by striking “or title V of the Housing Act of*
22 *1949”; and*

23 *(2) by inserting after “1944” the following: “,*
24 *title V of the Housing Act of 1949,”.*

1 *SEC. 770. Notwithstanding the provisions of the Con-*
2 *solidated Farm and Rural Development Act (including the*
3 *associated regulations) governing the Community Facilities*
4 *Program, the Secretary shall allow all Community Facility*
5 *Program facility borrowers and grantees to enter into con-*
6 *tracts with not-for-profit third parties for services con-*
7 *sistent with the requirements of the Program, grant, and/*
8 *or loan: Provided, That the contracts protect the interests*
9 *of the Government regarding cost, liability, maintenance,*
10 *and administrative fees.*

11 *SEC. 771. EQIP PAYMENT LIMIT. None of the funds*
12 *made available under this Act or any other Act shall be*
13 *used to pay the salaries and expenses of personnel to carry*
14 *out chapter 4 of subtitle D of the Food Security Act of 1985*
15 *(16 U.S.C. 3839aa et seq.) to make payments to an indi-*
16 *vidual, entity, or agricultural operation, directly or indi-*
17 *rectly, in excess of an aggregate of \$300,000 for all contracts*
18 *entered into by the individual, entity, or agricultural oper-*
19 *ation during the period of fiscal years 2002 through 2007.*

20 *SEC. 772. Notwithstanding any other provision of law,*
21 *the Secretary of Agriculture may use appropriations avail-*
22 *able to the Secretary for activities authorized under sections*
23 *426–426c of title 7, United States Code, under this or any*
24 *other Act, to enter into cooperative agreements, with a*
25 *State, political subdivision, or agency thereof, a public or*

1 private agency, organization, or any other person, to lease
2 aircraft if the Secretary determines that the objectives of
3 the agreement will: (1) serve a mutual interest of the parties
4 to the agreement in carrying out the programs administered
5 by the Animal Plant Health Inspection Service, Wildlife
6 Service; and (2) all parties will contribute resources to the
7 accomplishment of these objectives; award of a cooperative
8 agreement authorized by the Secretary may be made for an
9 initial term not to exceed 5 years.

10 *SEC. 773. CITRUS CANKER ASSISTANCE. Section 211*
11 *of the Agricultural Assistance Act of 2003 (117 Stat. 545)*
12 *is amended—*

13 (1) *in the section heading, by inserting “**TREE***
14 ***REPLACEMENT AND**” after “**FOR**”; and*

15 (2) *in subsection (a), by inserting “tree replace-*
16 *ment and” after “Florida for”.*

17 *SEC. 774. RURAL ELECTRIFICATION. For fiscal year*
18 *2004, the Secretary of Agriculture may use any unobligated*
19 *carryover funds made available for any program adminis-*
20 *tered by the Rural Utilities Service (not including funds*
21 *made available under the heading “RURAL COMMUNITY AD-*
22 *VANCEMENT PROGRAM” in any Act of appropriation) to*
23 *carry out section 315 of the Rural Electrification Act of*
24 *1936 (7 U.S.C. 940e).*

1 *SEC. 775. The Commissioner of the Food and Drug*
2 *Administration shall provide no less than \$250,000, from*
3 *within funds appropriated or otherwise made available in*
4 *this Act for the Food and Drug Administration, to process*
5 *comments submitted in response to Docket No. 95N-0304*
6 *published in the Federal Register on March 5, 2003 (68FR*
7 *10417): Provided further, That the Commissioner should ex-*
8 *pedite and complete review of available scientific evidence*
9 *of ephedra's pharmacology and mechanism of action.*

10 *SEC. 776. WORKLOAD ANALYSIS OF FARM SERVICE*
11 *AGENCY. None of the funds made available by this Act may*
12 *be used to pay more than 1/2 of the salary of the Under*
13 *Secretary for Farm and Foreign Agricultural Services after*
14 *January 31, 2004, unless and until the Secretary of Agri-*
15 *culture provides to the Committee on Agriculture of House*
16 *of Representatives and the Committee on Agriculture, Nu-*
17 *trition, and Forestry of the Senate a workload analysis of*
18 *employees of the Farm Service Agency for each of fiscal*
19 *years 2001, 2002, and 2003 (including an analysis of the*
20 *number of workload items and required man-years, by*
21 *State).*

22 *SEC. 777. SUN GRANT RESEARCH INITIATIVE. (a)*
23 *SHORT TITLE.—This section may be cited as the “Sun*
24 *Grant Research Initiative Act of 2003”.*

1 **(b) RESEARCH, EXTENSION, AND EDUCATIONAL PRO-**
2 **GRAMS ON BIOBASED ENERGY TECHNOLOGIES AND PROD-**
3 **UCTS.**—*Title IX of the Farm Security and Rural Invest-*
4 *ment Act of 2002 (7 U.S.C. 8101 et seq.) is amended by*
5 *adding at the end the following:*

6 **“SEC. 9011. RESEARCH, EXTENSION, AND EDUCATIONAL**
7 **PROGRAMS ON BIOBASED ENERGY TECH-**
8 **NOLOGIES AND PRODUCTS.**

9 “(a) **PURPOSES.**—*The purposes of the programs estab-*
10 *lished under this section are—*

11 “(1) *to enhance national energy security through*
12 *the development, distribution, and implementation of*
13 *biobased energy technologies;*

14 “(2) *to promote diversification in, and the envi-*
15 *ronmental sustainability of, agricultural production*
16 *in the United States through biobased energy and*
17 *product technologies;*

18 “(3) *to promote economic diversification in rural*
19 *areas of the United States through biobased energy*
20 *and product technologies; and*

21 “(4) *to enhance the efficiency of bioenergy and*
22 *biomass research and development programs through*
23 *improved coordination and collaboration between the*
24 *Department of Agriculture, the Department of En-*
25 *ergy, and the land-grant colleges and universities.*

1 “(b) *DEFINITIONS.*—*In this section:*

2 “(1) *LAND-GRANT COLLEGES AND UNIVER-*
3 *SITIES.*—*The term ‘land-grant colleges and univer-*
4 *sities’ means—*

5 “(A) *1862 Institutions (as defined in sec-*
6 *tion 2 of the Agricultural Research, Extension,*
7 *and Education Reform Act of 1998 (7 U.S.C.*
8 *7601));*

9 “(B) *1890 Institutions (as defined in sec-*
10 *tion 2 of that Act) and West Virginia State Col-*
11 *lege; and*

12 “(C) *1994 Institutions (as defined in sec-*
13 *tion 2 of that Act).*

14 “(2) *SECRETARY.*—*The term ‘Secretary’ means*
15 *the Secretary of Agriculture.*

16 “(c) *ESTABLISHMENT.*—*To carry out the purposes de-*
17 *scribed in subsection (a), the Secretary shall establish pro-*
18 *grams under which—*

19 “(1) *the Secretary shall provide grants to sun*
20 *grant centers specified in subsection (d); and*

21 “(2) *the sun grant centers shall use the grants in*
22 *accordance with this section.*

23 “(d) *GRANTS TO CENTERS.*—*The Secretary shall use*
24 *amounts made available for a fiscal year under subsection*

1 *(j) to provide a grants in equal amounts to each of the fol-*
2 *lowing sun grant centers:*

3 “(1) *NORTH-CENTRAL CENTER.*—*A north-central*
4 *sun grant center at South Dakota State University*
5 *for the region composed of the States of Illinois, Indi-*
6 *ana, Iowa, Minnesota, Montana, Nebraska, North Da-*
7 *kota, South Dakota, Wisconsin, and Wyoming.*

8 “(2) *SOUTHEASTERN CENTER.*—*A southeastern*
9 *sun grant center at the University of Tennessee at*
10 *Knoxville for the region composed of—*

11 “(A) *the States of Alabama, Florida, Geor-*
12 *gia, Kentucky, Mississippi, North Carolina,*
13 *South Carolina, Tennessee, and Virginia;*

14 “(B) *the Commonwealth of Puerto Rico;*
15 *and*

16 “(C) *the United States Virgin Islands.*

17 “(3) *SOUTH-CENTRAL CENTER.*—*A south-central*
18 *sun grant center at Oklahoma State University for*
19 *the region composed of the States of Arkansas, Colo-*
20 *rado, Kansas, Louisiana, Missouri, New Mexico,*
21 *Oklahoma, and Texas.*

22 “(4) *WESTERN CENTER.*—*A western sun grant*
23 *center at Oregon State University for the region com-*
24 *posed of—*

1 “(A) *the States of Alaska, Arizona, Cali-*
2 *ifornia, Hawaii, Idaho, Nevada, Oregon, Utah,*
3 *and Washington; and*

4 “(B) *territories and possessions of the*
5 *United States (other than the territories referred*
6 *to in subparagraphs (B) and (C) of paragraph*
7 *(2)).*

8 “(5) *NORTHEASTERN CENTER.—A northeastern*
9 *sun grant center at Cornell University for the region*
10 *composed of the States of Connecticut, Delaware, Mas-*
11 *sachusetts, Maryland, Maine, Michigan, New Hamp-*
12 *shire, New Jersey, New York, Ohio, Pennsylvania,*
13 *Rhode Island, Vermont, and West Virginia.*

14 “(e) *USE OF FUNDS.—*

15 “(1) *CENTERS OF EXCELLENCE.—Of the amount*
16 *of funds that are made available for a fiscal year to*
17 *a sun grant center under subsection (d), the center*
18 *shall use not more than 25 percent of the amount for*
19 *administration to support excellence in science, engi-*
20 *neering, and economics at the center to promote the*
21 *purposes described in subsection (a) through the State*
22 *agricultural experiment station, cooperative extension*
23 *services, and relevant educational programs of the*
24 *university.*

1 “(2) *GRANTS TO LAND-GRANT COLLEGES AND*
2 *UNIVERSITIES.—*

3 “(A) *IN GENERAL.—The sun grant center*
4 *established for a region shall use the funds that*
5 *remain available for a fiscal year after expendi-*
6 *tures made under paragraph (1) to provide com-*
7 *petitive grants to land-grant colleges and univer-*
8 *sities in the region of the sun grant center to*
9 *conduct, consistent with the purposes described*
10 *in subsection (a), multiinstitutional and*
11 *multistate—*

12 “(i) *research, extension, and edu-*
13 *cational programs on technology develop-*
14 *ment; and*

15 “(ii) *integrated research, extension,*
16 *and educational programs on technology*
17 *implementation.*

18 “(B) *PROGRAMS.—Of the amount of funds*
19 *that are used to provide grants for a fiscal year*
20 *under subparagraph (A), the center shall use—*

21 “(i) *not less than 30 percent of the*
22 *funds to carry out programs described in*
23 *subparagraph (A)(i); and*

1 “(ii) not less than 30 percent of the
2 funds to carry out programs described in
3 subparagraph (A)(ii).

4 “(3) *INDIRECT COSTS.*—A sun grant center may
5 not recover the indirect costs of making grants under
6 paragraph (2) to other land-grant colleges and uni-
7 versities.

8 “(f) *PLAN.*—

9 “(1) *IN GENERAL.*—Subject to the availability of
10 funds under subsection (j), in cooperation with other
11 land-grant colleges and universities and private in-
12 dustry in accordance with paragraph (2), the sun
13 grant centers shall jointly develop and submit to the
14 Secretary, for approval, a plan for addressing at the
15 State and regional levels the bioenergy, biomass, and
16 gasification research priorities of the Department of
17 Agriculture and the Department of Energy for the
18 making of grants under paragraphs (1) and (2) of
19 subsection (e).

20 “(2) *GASIFICATION COORDINATION.*—

21 “(A) *IN GENERAL.*—In developing the plan
22 under paragraph (1) with respect to gasification
23 research, the sun grant centers identified in
24 paragraphs (1) and (2) of subsection (d) shall
25 coordinate with land grant colleges and univer-

1 *sities in their respective regions that have ongoing*
2 *research activities with respect to the re-*
3 *search.*

4 “(B) *FUNDING.—Funds made available*
5 *under subsection (d) to the sun grant center*
6 *identified in subsection (e)(2) shall be available*
7 *to carry out planning coordination under para-*
8 *graph (1) of this subsection.*

9 “(g) *GRANTS TO OTHER LAND-GRANT COLLEGES AND*
10 *UNIVERSITIES.—*

11 “(1) *PRIORITY FOR GRANTS.—In making grants*
12 *under subsection (e)(2), a sun grant center shall give*
13 *a higher priority to programs that are consistent with*
14 *the plan approved by the Secretary under subsection*
15 *(f).*

16 “(2) *TERM OF GRANTS.—The term of a grant*
17 *provided by a sun grant center under subsection*
18 *(e)(2) shall not exceed 5 years.*

19 “(h) *GRANT INFORMATION ANALYSIS CENTER.—The*
20 *sun grant centers shall maintain a Sun Grant Information*
21 *Analysis Center at the sun grant center specified in sub-*
22 *section (d)(1) to provide sun grant centers analysis and*
23 *data management support.*

24 “(i) *ANNUAL REPORTS.—Not later than 90 days after*
25 *the end of a year for which a sun grant center receives a*

1 *grant under subsection (d), the sun grant center shall sub-*
 2 *mit to the Secretary a report that describes the policies, pri-*
 3 *orities, and operations of the program carried out by the*
 4 *center during the year, including a description of progress*
 5 *made in facilitating the priorities described in subsection*
 6 *(f).*

7 “(j) *AUTHORIZATION OF APPROPRIATIONS.—*

8 “(1) *IN GENERAL.—There are authorized to be*
 9 *appropriated to carry out this section—*

10 “(A) *\$25,000,000 for fiscal year 2005;*

11 “(B) *\$50,000,000 for fiscal year 2006; and*

12 “(C) *\$75,000,000 for each of fiscal years*
 13 *2007 through 2010.*

14 “(2) *GRANT INFORMATION ANALYSIS CENTER.—*

15 *Of amounts made available under paragraph (1), not*
 16 *more than \$4,000,000 for each fiscal year shall be*
 17 *made available to carry out subsection (h).”.*

18 *SEC. 778. DIETARY SUPPLEMENTS. The Commissioner*
 19 *of Food and Drugs shall provide not less than \$11,400,000*
 20 *from within funds appropriated or otherwise made avail-*
 21 *able by this Act for regulation by the Food and Drug Ad-*
 22 *ministration of dietary supplements.*

23 *SEC. 779. SENSE OF SENATE ON IMPORTATION OF*
 24 *CATTLE WITH BOVINE SPONGIFORM ENCEPHALOPATHY.*

25 *(a) FINDINGS.—The Senate finds that—*

1 (1) *the United States beef industry is the single*
2 *largest segment of United States agriculture;*

3 (2) *the United States has never allowed the im-*
4 *portation of live cattle from a country that has been*
5 *found to have bovine spongiform encephalopathy (re-*
6 *ferred to in this section as “BSE”);*

7 (3) *the importation of live cattle known to have*
8 *BSE could put the entire United States cattle indus-*
9 *try at unnecessary risk;*

10 (4) *food safety is a top priority for the people of*
11 *the United States; and*

12 (5) *the importation of beef and beef products*
13 *from a country known to have BSE could undermine*
14 *consumer confidence in the integrity of the food sup-*
15 *ply and present a possible danger to human health.*

16 (b) *SENSE OF SENATE.—It is the sense of the Senate*
17 *that the Secretary of Agriculture—*

18 (1) *should not allow the importation of live cat-*
19 *tle from any country known to have BSE unless the*
20 *country complies with the animal health guidelines*
21 *established by the World Organization for Animal*
22 *Health; and*

23 (2) *should abide by international standards for*
24 *the continued health and safety of the United States*
25 *livestock industry.*

1 *SEC. 780. REDUCTION IN TRAVEL AMOUNTS. (a) IN*
2 *GENERAL.—Notwithstanding any other provision of this*
3 *Act, each amount provided by this Act for travel expenses*
4 *is reduced by the pro rata percentage required to reduce*
5 *the total amount provided by this Act for such expenses by*
6 *\$6,000,000.*

7 *(b) REPORT.—Not later than 30 days after the date*
8 *of enactment of this Act, the Director of the Office of Man-*
9 *agement and Budget shall submit to the Committees on Ap-*
10 *propriations of the House of Representatives and the Senate*
11 *a listing of the amounts by account of the reductions made*
12 *pursuant to subsection (a).*

13 *SEC. 781. LIMITATION ON ALLOCATION OF PURCHASE*
14 *PRICES FOR BUTTER AND NONFAT DRY MILK. None of the*
15 *funds made available by this Act may be used to pay the*
16 *salaries or expenses of employees of the Department of Agri-*
17 *culture to allocate the rate of price support between the pur-*
18 *chase prices for nonfat dry milk and butter in a manner*
19 *does not support the price of milk in accordance with sec-*
20 *tion 1501(b) of the Farm Security and Rural Investment*
21 *Act of 2002 (7 U.S.C. 7981(b)).*

22 *SEC. 782. SENSE OF SENATE REGARDING COUNTRY OF*
23 *ORIGIN LABELING REQUIREMENTS. It is the sense of the*
24 *Senate that the conferees on the part of the Senate on this*
25 *bill shall insist that no limits on the use of funds to enforce*

1 *country of origin labeling requirements for meat or meat*
2 *products be included in the conference report accompanying*
3 *the bill.*

4 *SEC. 783. EMERGENCY WATERSHED PROTECTION*
5 *PROGRAM. Notwithstanding any other provision of law, the*
6 *Secretary of Agriculture is authorized hereafter to make*
7 *funding and other assistance available through the emer-*
8 *gency watershed protection program under section 403 of*
9 *the Agricultural Credit Act of 1978 (16 U.S.C. 2203) to*
10 *repair and prevent damage to non-Federal land in water-*
11 *sheds that have been impaired by fires initiated by the Fed-*
12 *eral Government and to waive cost sharing requirements*
13 *for the funding and assistance.*

14 *SEC. 784. The Secretary may waive the requirements*
15 *regarding small and emerging rural business as authorized*
16 *under the Rural Business Enterprise Grant program for*
17 *the purpose of a lease for the Oakridge Oregon Industrial*
18 *Park.*

19 *SEC. 785. WATER AND WASTE DISPOSAL GRANT TO*
20 *THE ALASKA DEPARTMENT OF COMMUNITY AND ECONOMIC*
21 *DEVELOPMENT. Notwithstanding any other provision of*
22 *law—*

23 *(1) the Alaska Department of Community and*
24 *Economic Development may be eligible to receive a*
25 *water and waste disposal grant under section 306(a)*

1 *of the Consolidated Farm and Rural Development Act*
2 *(7 U.S.C. 1926(a)) in an amount that is up to 75*
3 *percent of the total cost of providing water and sewer*
4 *service to the proposed hospital in the Matanuska-*
5 *Susitna Borough, Alaska; and*

6 *(2) the Alaska Department of Community and*
7 *Economic Development may be allowed to pass the*
8 *grant funds through to the local government entity*
9 *that will provide water and sewer service to the hos-*
10 *pital.*

11 *SEC. 786. CONSERVATION RESERVE PROGRAM. Land*
12 *shall be considered eligible land under section 1231(b) of*
13 *the Food Security Act of 1985 (16 U.S.C. 3831(b)) for pur-*
14 *poses of enrollment into the conservation reserve program*
15 *established under subchapter B of chapter 1 of subtitle D*
16 *of title XII of the Food Security Act of 1985 (16 U.S.C.*
17 *3831 et seq.) if the land—*

18 *(1) is planted to hardwood trees as of the date*
19 *of enactment of this Act; and*

20 *(2) was enrolled in the conservation reserve pro-*
21 *gram under a contract that expired before the date of*
22 *enactment of this Act.*

23 *SEC. 787. PROHIBITION OF USE OF FUNDS TO PUR-*
24 *CHASE CHICKEN TREATED WITH FLUOROQUINOLONE. After*
25 *December 31, 2003, none of the funds made available by*

1 *this Act may be used to purchase chickens or the products*
2 *of chickens for use in any program under the Child Nutri-*
3 *tion Act of 1966 (42 U.S.C. 1771 et seq.) or the Richard*
4 *B. Russell National School Lunch Act (42 U.S.C. 1751 et*
5 *seq.), unless the supplier provides certification that the sup-*
6 *plier does not feed or administer fluoroquinolone to chickens*
7 *produced by the supplier.*

8 *SEC. 788. RENEWABLE ENERGY SYSTEM LOAN GUAR-*
9 *ANTEES. Title IX of the Farm Security and Rural Invest-*
10 *ment Act of 2002 (7 U.S.C. 8101 et seq.) is amended by*
11 *adding the following new section:*

12 **“SEC. 9011. RENEWABLE ENERGY SYSTEM LOAN GUARAN-**
13 **TEES.**

14 “(a) *DEFINITION OF SUBSIDY COSTS.—In this section,*
15 *the term ‘subsidy costs’ has the meaning given the term*
16 *‘cost’ in section 502 of the Federal Credit Reform Act of*
17 *1990 (2 U.S.C. 661a).*

18 “(b) *PROJECTS.—Section 9006(c)(1) shall not apply*
19 *to a loan guarantee made under this subsection to carry*
20 *out a project if—*

21 “(1) *the loan will be used—*

22 “(A) *to purchase a renewable energy system*
23 *that has, as one of its principal purposes, the*
24 *commercial production of an agricultural com-*
25 *modity; and*

1 “(B) to promote a solution to an environ-
2 mental problem in a rural area of the State in
3 which the project will be carried out;

4 “(2) the lender of the loan exercises due diligence
5 with respect to the borrower of the loan;

6 “(3) the borrower of the loan pays in full, before
7 the guarantee is issued, a guarantee fee in the amount
8 of the estimated subsidy cost of the guarantee, as de-
9 termined by the Director of the Office of Management
10 and Budget;

11 “(4) except as provided in paragraph (5), the
12 principal amount of the loan is not more than
13 \$25,000,000;

14 “(5) the principal amount of the loan is more
15 than \$25,000,000, but is not more than \$75,000,000,
16 if the Secretary—

17 “(A) approves the loan application; and

18 “(B) does not delegate the authority de-
19 scribed in subparagraph (A);

20 “(6) the project requires no Federal or State fi-
21 nancial assistance, other than the loan guarantee pro-
22 vided under this subsection; and

23 “(7) the project complies with all necessary per-
24 mits, licenses, and approvals required under the laws
25 of the State.

1 “(c) *COST SHARING.*—

2 “(1) *IN GENERAL.*—*The amount of a loan guar-*
3 *antee under this section for a project described in sub-*
4 *section (b) shall not exceed 80 percent of the total*
5 *project cost.*

6 “(2) *SUBORDINATION.*—*Any financing for the*
7 *non-Federal share of the total project cost shall be*
8 *subordinated to the federally guaranteed portion of*
9 *the total project cost.*

10 “(d) *LOAN GUARANTEE LIMITS.*—*The loan guarantee*
11 *limitations applicable to the business and industry guar-*
12 *antee loan program authorized under section 310B of the*
13 *Consolidated Farm and Rural Development Act (7 U.S.C.*
14 *1932) shall apply to loan guarantees made under this sec-*
15 *tion.*

16 “(e) *MAXIMUM AMOUNT.*—

17 “(1) *INDIVIDUAL LOANS.*—*The amount of prin-*
18 *cipal for a loan under this section for a project de-*
19 *scribed in subsection (b) shall not exceed \$75,000,000.*

20 “(2) *ALL LOANS.*—*The total outstanding amount*
21 *of principal for loans under this section for all*
22 *projects described in subsection (b) shall not exceed*
23 *\$500,000,000.*

1 “(f) *PROPOSED RULE.*—*The Secretary shall publish a*
2 *proposed rule to carry out this section within 120 days of*
3 *enactment of this Act.*”.

4 *SEC. 789. WATER AND WASTE DISPOSAL GRANT TO*
5 *THE CITY OF POSTVILLE, IOWA.* *Notwithstanding any other*
6 *provision of law, the city of Postville, Iowa, shall be eligible*
7 *to receive a water and waste disposal grant under section*
8 *306(a) of the Consolidated Farm and Rural Development*
9 *Act (7 U.S.C. 1926(a)) in an amount that is equal to not*
10 *more than 75 percent of the total cost of providing water*
11 *and sewer service in the city.*

12 *SEC. 790. TEXAS RICE SAFEGUARD INITIATIVE. (a) IN*
13 *GENERAL.*—*In order to provide a safeguard against the fur-*
14 *ther decline of the rice industry and wildlife habitat in*
15 *Texas, and to provide information to the Congress in an-*
16 *ticipation of and preparation for the 2007 farm bill, the*
17 *Secretary of Agriculture shall conduct the initiative re-*
18 *quired under this section.*

19 *(b) ADMINISTRATIVE IMPROVEMENTS.*—*As an integral*
20 *part of the safeguard initiative the Secretary of Agriculture*
21 *shall review the administration and enhance the enforce-*
22 *ment of section 1105(a)(1)(E) of Public Law 107–171 as*
23 *it relates to and is applied to the control of noxious weeds*
24 *and the proper application and implementation of the con-*
25 *serving use requirements on rice base acreage in Texas.*

