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115TH CONGRESS
2D SESSION

S. 2976

[Report No. 115-259]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2019, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 24, 2018

Mr. HOEVEN, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2019, 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

1 ending September 30, 2019, and for other purposes,
2 namely:

3 TITLE I
4 AGRICULTURAL PROGRAMS
5 PROCESSING, RESEARCH, AND MARKETING
6 OFFICE OF THE SECRETARY
7 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses of the Office of the Secretary,
9 \$46,532,000, of which not to exceed \$5,051,000 shall be
10 available for the immediate Office of the Secretary; not
11 to exceed \$800,000 shall be available for the Office of the
12 Assistant to the Secretary for Rural Development: *Pro-*
13 *vided*, That funds made available by this Act to an agency
14 in the Rural Development mission area for salaries and
15 expenses are available to fund up to one administrative
16 support staff for the Office; not to exceed \$1,496,000 shall
17 be available for the Office of Homeland Security; not to
18 exceed \$4,711,000 shall be available for the Office of Part-
19 nerships and Public Engagement; not to exceed
20 \$23,105,000 shall be available for the Office of the Assist-
21 ant Secretary for Administration, of which \$22,301,000
22 shall be available for Departmental Administration to pro-
23 vide for necessary expenses for management support serv-
24 ices to offices of the Department and for general adminis-
25 tration, security, repairs and alterations, and other mis-

1 cellaneous supplies and expenses not otherwise provided
2 for and necessary for the practical and efficient work of
3 the Department: *Provided further*, That funds made avail-
4 able by this Act to an agency in the Administration mis-
5 sion area for salaries and expenses are available to fund
6 up to one administrative support staff for the Office; not
7 to exceed \$3,869,000 shall be available for the Office of
8 Assistant Secretary for Congressional Relations to carry
9 out the programs funded by this Act, including programs
10 involving intergovernmental affairs and liaison within the
11 executive branch; and not to exceed \$7,500,000 shall be
12 available for the Office of Communications: *Provided fur-*
13 *ther*, That the Secretary of Agriculture is authorized to
14 transfer funds appropriated for any office of the Office
15 of the Secretary to any other office of the Office of the
16 Secretary: *Provided further*, That no appropriation for any
17 office shall be increased or decreased by more than 5 per-
18 cent: *Provided further*, That not to exceed \$11,000 of the
19 amount made available under this paragraph for the im-
20 mediate Office of the Secretary shall be available for offi-
21 cial reception and representation expenses, not otherwise
22 provided for, as determined by the Secretary: *Provided*
23 *further*, That the amount made available under this head-
24 ing for Departmental Administration shall be reimbursed
25 from applicable appropriations in this Act for travel ex-

1 penses incident to the holding of hearings as required by
2 5 U.S.C. 551–558: *Provided further*, That funds made
3 available under this heading for the Office of the Assistant
4 Secretary for Congressional Relations may be transferred
5 to agencies of the Department of Agriculture funded by
6 this Act to maintain personnel at the agency level: *Pro-*
7 *vided further*, That no funds made available under this
8 heading for the Office of Assistant Secretary for Congres-
9 sional Relations may be obligated after 30 days from the
10 date of enactment of this Act, unless the Secretary has
11 notified the Committees on Appropriations of both Houses
12 of Congress on the allocation of these funds by USDA
13 agency.

14 EXECUTIVE OPERATIONS

15 OFFICE OF THE CHIEF ECONOMIST

16 For necessary expenses of the Office of the Chief
17 Economist, \$19,786,000, of which \$4,000,000 shall be for
18 grants or cooperative agreements for policy research under
19 7 U.S.C. 3155.

20 OFFICE OF HEARINGS AND APPEALS

21 For necessary expenses of the Office of Hearings and
22 Appeals, \$15,222,000.

23 OFFICE OF BUDGET AND PROGRAM ANALYSIS

24 For necessary expenses of the Office of Budget and
25 Program Analysis, \$9,525,000.

1 OFFICE OF THE CHIEF INFORMATION OFFICER

2 For necessary expenses of the Office of the Chief In-
3 formation Officer, \$63,950,000, of which not less than
4 \$38,000,000 is for cybersecurity requirements of the de-
5 partment.

6 OFFICE OF THE CHIEF FINANCIAL OFFICER

7 For necessary expenses of the Office of the Chief Fi-
8 nancial Officer, \$6,028,000.

9 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
10 RIGHTS

11 For necessary expenses of the Office of the Assistant
12 Secretary for Civil Rights, \$901,000: *Provided*, That
13 funds made available by this Act to an agency in the Civil
14 Rights mission area for salaries and expenses are available
15 to fund up to one administrative support staff for the Of-
16 fice.

17 OFFICE OF CIVIL RIGHTS

18 For necessary expenses of the Office of Civil Rights,
19 \$24,206,000.

20 AGRICULTURE BUILDINGS AND FACILITIES

21 (INCLUDING TRANSFERS OF FUNDS)

22 For payment of space rental and related costs pursu-
23 ant to Public Law 92–313, including authorities pursuant
24 to the 1984 delegation of authority from the Adminis-
25 trator of General Services to the Department of Agri-

1 culture under 40 U.S.C. 121, for programs and activities
2 of the Department which are included in this Act, and for
3 alterations and other actions needed for the Department
4 and its agencies to consolidate unneeded space into con-
5 figurations suitable for release to the Administrator of
6 General Services, and for the operation, maintenance, im-
7 provement, and repair of Agriculture buildings and facili-
8 ties, and for related costs, \$58,330,000, to remain avail-
9 able until expended.

10 HAZARDOUS MATERIALS MANAGEMENT

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Department of Agri-
13 culture, to comply with the Comprehensive Environmental
14 Response, Compensation, and Liability Act (42 U.S.C.
15 9601 et seq.) and the Resource Conservation and Recovery
16 Act (42 U.S.C. 6901 et seq.), \$3,503,000, to remain avail-
17 able until expended: *Provided*, That appropriations and
18 funds available herein to the Department for Hazardous
19 Materials Management may be transferred to any agency
20 of the Department for its use in meeting all requirements
21 pursuant to the above Acts on Federal and non-Federal
22 lands.

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
25 General, including employment pursuant to the Inspector

1 General Act of 1978 (Public Law 95–452; 5 U.S.C. App.),
2 \$98,208,000, including such sums as may be necessary for
3 contracting and other arrangements with public agencies
4 and private persons pursuant to section 6(a)(9) of the In-
5 spector General Act of 1978 (Public Law 95–452; 5
6 U.S.C. App.), and including not to exceed \$125,000 for
7 certain confidential operational expenses, including the
8 payment of informants, to be expended under the direction
9 of the Inspector General pursuant to the Inspector Gen-
10 eral Act of 1978 (Public Law 95–452; 5 U.S.C. App.) and
11 section 1337 of the Agriculture and Food Act of 1981
12 (Public Law 97–98).

13 OFFICE OF THE GENERAL COUNSEL

14 For necessary expenses of the Office of the General
15 Counsel, \$45,146,000.

16 OFFICE OF ETHICS

17 For necessary expenses of the Office of Ethics,
18 \$4,136,000.

19 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
20 EDUCATION, AND ECONOMICS

21 For necessary expenses of the Office of the Under
22 Secretary for Research, Education, and Economics,
23 \$800,000: *Provided*, That funds made available by this
24 Act to an agency in the Research, Education, and Eco-
25 nomics mission area for salaries and expenses are avail-

1 able to fund up to one administrative support staff for
2 the Office.

3 ECONOMIC RESEARCH SERVICE

4 For necessary expenses of the Economic Research
5 Service, \$86,757,000.

6 NATIONAL AGRICULTURAL STATISTICS SERVICE

7 For necessary expenses of the National Agricultural
8 Statistics Service, \$174,767,000, of which up to
9 \$45,300,000 shall be available until expended for the Cen-
10 sus of Agriculture: *Provided*, That amounts made available
11 for the Census of Agriculture may be used to conduct Cur-
12 rent Industrial Report surveys subject to 7 U.S.C.
13 2204g(d) and (f).

14 AGRICULTURAL RESEARCH SERVICE

15 SALARIES AND EXPENSES

16 For necessary expenses of the Agricultural Research
17 Service and for acquisition of lands by donation, exchange,
18 or purchase at a nominal cost not to exceed \$100, and
19 for land exchanges where the lands exchanged shall be of
20 equal value or shall be equalized by a payment of money
21 to the grantor which shall not exceed 25 percent of the
22 total value of the land or interests transferred out of Fed-
23 eral ownership, \$1,300,966,000, of which \$10,600,000, to
24 remain available until expended, shall be used to carry out
25 the science program at the National Bio- and Agro-de-

1 fense Facility located in Manhattan, Kansas; and of which
2 not less than \$7,000,000 shall be available for purposes
3 of entering into a management, operations, and research
4 support contract to expedite the hiring of a capable work-
5 force for the commissioning of the Central Utility Plant
6 and in support of operations and management of the Na-
7 tional Bio- and Agro-defense Facility: *Provided*, That ap-
8 propriations hereunder shall be available for the operation
9 and maintenance of aircraft and the purchase of not to
10 exceed one for replacement only: *Provided further*, That
11 appropriations hereunder shall be available pursuant to 7
12 U.S.C. 2250 for the construction, alteration, and repair
13 of buildings and improvements, but unless otherwise pro-
14 vided, the cost of constructing any one building shall not
15 exceed \$500,000, except for headhouses or greenhouses
16 which shall each be limited to \$1,800,000, except for 10
17 buildings to be constructed or improved at a cost not to
18 exceed \$1,100,000 each, and except for two buildings to
19 be constructed at a cost not to exceed \$3,000,000 each,
20 and the cost of altering any one building during the fiscal
21 year shall not exceed 10 percent of the current replace-
22 ment value of the building or \$500,000, whichever is
23 greater: *Provided further*, That appropriations hereunder
24 shall be available for entering into lease agreements at any
25 Agricultural Research Service location for the construction

1 of a research facility by a non-Federal entity for use by
2 the Agricultural Research Service and a condition of the
3 lease shall be that any facility shall be owned, operated,
4 and maintained by the non-Federal entity and shall be re-
5 moved upon the expiration or termination of the lease
6 agreement: *Provided further*, That the limitations on alter-
7 ations contained in this Act shall not apply to moderniza-
8 tion or replacement of existing facilities at Beltsville,
9 Maryland: *Provided further*, That appropriations here-
10 under shall be available for granting easements at the
11 Beltsville Agricultural Research Center: *Provided further*,
12 That the foregoing limitations shall not apply to replace-
13 ment of buildings needed to carry out the Act of April
14 24, 1948 (21 U.S.C. 113a): *Provided further*, That appro-
15 priations hereunder shall be available for granting ease-
16 ments at any Agricultural Research Service location for
17 the construction of a research facility by a non-Federal
18 entity for use by, and acceptable to, the Agricultural Re-
19 search Service and a condition of the easements shall be
20 that upon completion the facility shall be accepted by the
21 Secretary, subject to the availability of funds herein, if the
22 Secretary finds that acceptance of the facility is in the
23 interest of the United States: *Provided further*, That funds
24 may be received from any State, other political subdivi-
25 sion, organization, or individual for the purpose of estab-

1 lishing or operating any research facility or research
2 project of the Agricultural Research Service, as authorized
3 by law.

4 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE
5 RESEARCH AND EDUCATION ACTIVITIES

6 For payments to agricultural experiment stations, for
7 cooperative forestry and other research, for facilities, and
8 for other expenses, \$898,535,000, which shall be for the
9 purposes, and in the amounts, specified in the table titled
10 “National Institute of Food and Agriculture, Research
11 and Education Activities” in the report accompanying this
12 Act: *Provided*, That funds for research grants for 1994
13 institutions, education grants for 1890 institutions, capac-
14 ity building for non-land-grant colleges of agriculture, the
15 agriculture and food research initiative, veterinary medi-
16 cine loan repayment, multicultural scholars, graduate fel-
17 lowship and institution challenge grants, and grants man-
18 agement systems shall remain available until expended:
19 *Provided further*, That each institution eligible to receive
20 funds under the Evans-Allen program receives no less
21 than \$1,000,000: *Provided further*, That funds for edu-
22 cation grants for Alaska Native and Native Hawaiian-
23 serving institutions be made available to individual eligible
24 institutions or consortia of eligible institutions with funds
25 awarded equally to each of the States of Alaska and Ha-

1 waii: *Provided further*, That funds for education grants for
 2 1890 institutions shall be made available to institutions
 3 eligible to receive funds under 7 U.S.C. 3221 and 3222:
 4 *Provided further*, That not more than 5 percent of the
 5 amounts made available by this or any other Act to carry
 6 out the Agriculture and Food Research Initiative under
 7 7 U.S.C. 450i(b) may be retained by the Secretary of Ag-
 8 riculture to pay administrative costs incurred by the Sec-
 9 retary in carrying out that authority.

10 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

11 For the Native American Institutions Endowment
 12 Fund authorized by Public Law 103–382 (7 U.S.C. 301
 13 note), \$11,880,000, to remain available until expended.

14 EXTENSION ACTIVITIES

15 For payments to States, the District of Columbia,
 16 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
 17 Northern Marianas, and American Samoa, \$486,692,000,
 18 which shall be for the purposes, and in the amounts, speci-
 19 fied in the table titled “National Institute of Food and
 20 Agriculture, Extension Activities” in the report accom-
 21 panying this Act: *Provided*, That funds for facility im-
 22 provements at 1890 institutions shall remain available
 23 until expended: *Provided further*, That institutions eligible
 24 to receive funds under 7 U.S.C. 3221 for cooperative ex-
 25 tension receive no less than \$1,000,000: *Provided further*,

1 to fund up to one administrative support staff for the Of-
2 fice.

3 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses of the Animal and Plant
7 Health Inspection Service, including up to \$30,000 for
8 representation allowances and for expenses pursuant to
9 the Foreign Service Act of 1980 (22 U.S.C. 4085),
10 \$1,000,493,000, of which \$470,000, to remain available
11 until expended, shall be available for the control of out-
12 breaks of insects, plant diseases, animal diseases and for
13 control of pest animals and birds (“contingency fund”) to
14 the extent necessary to meet emergency conditions; of
15 which \$11,520,000, to remain available until expended,
16 shall be used for the cotton pests program for cost share
17 purposes or for debt retirement for active eradication
18 zones; of which \$37,857,000, to remain available until ex-
19 pended, shall be for Animal Health Technical Services; of
20 which \$705,000 shall be for activities under the authority
21 of the Horse Protection Act of 1970, as amended (15
22 U.S.C. 1831); of which \$62,840,000, to remain available
23 until expended, shall be used to support avian health; of
24 which \$4,251,000, to remain available until expended,
25 shall be for information technology infrastructure; of

1 which \$178,170,000, to remain available until expended,
2 shall be for specialty crop pests; of which, \$11,826,000,
3 to remain available until expended, shall be for field crop
4 and rangeland ecosystem pests; of which \$16,523,000, to
5 remain available until expended, shall be for zoonotic dis-
6 ease management; of which \$41,466,000, to remain avail-
7 able until expended, shall be for emergency preparedness
8 and response; of which \$60,000,000, to remain available
9 until expended, shall be for tree and wood pests; of which
10 \$5,725,000, to remain available until expended, shall be
11 for the National Veterinary Stockpile; of which up to
12 \$1,500,000, to remain available until expended, shall be
13 for the scrapie program for indemnities; of which
14 \$2,500,000, to remain available until expended, shall be
15 for the wildlife damage management program for aviation
16 safety: *Provided*, That of amounts available under this
17 heading for wildlife services methods development,
18 \$1,000,000 shall remain available until expended: *Pro-*
19 *vided further*, That of amounts available under this head-
20 ing for the screwworm program, \$4,990,000 shall remain
21 available until expended; of which \$13,600,000, to remain
22 available until expended, shall be used to carry out the
23 science program at the National Bio- and Agro-defense
24 Facility located in Manhattan, Kansas: *Provided further*,
25 That no funds shall be used to formulate or administer

1 a brucellosis eradication program for the current fiscal
2 year that does not require minimum matching by the
3 States of at least 40 percent: *Provided further*, That this
4 appropriation shall be available for the operation and
5 maintenance of aircraft and the purchase of not to exceed
6 five, of which two shall be for replacement only: *Provided*
7 *further*, That in addition, in emergencies which threaten
8 any segment of the agricultural production industry of the
9 United States, the Secretary may transfer from other ap-
10 propriations or funds available to the agencies or corpora-
11 tions of the Department such sums as may be deemed nec-
12 essary, to be available only in such emergencies for the
13 arrest and eradication of contagious or infectious disease
14 or pests of animals, poultry, or plants, and for expenses
15 in accordance with sections 10411 and 10417 of the Ani-
16 mal Health Protection Act (7 U.S.C. 8310 and 8316) and
17 sections 431 and 442 of the Plant Protection Act (7
18 U.S.C. 7751 and 7772), and any unexpended balances of
19 funds transferred for such emergency purposes in the pre-
20 ceding fiscal year shall be merged with such transferred
21 amounts: *Provided further*, That appropriations hereunder
22 shall be available pursuant to law (7 U.S.C. 2250) for the
23 repair and alteration of leased buildings and improve-
24 ments, but unless otherwise provided the cost of altering
25 any one building during the fiscal year shall not exceed

1 10 percent of the current replacement value of the build-
2 ing.

3 In fiscal year 2019, the agency is authorized to collect
4 fees to cover the total costs of providing technical assist-
5 ance, goods, or services requested by States, other political
6 subdivisions, domestic and international organizations,
7 foreign governments, or individuals, provided that such
8 fees are structured such that any entity's liability for such
9 fees is reasonably based on the technical assistance, goods,
10 or services provided to the entity by the agency, and such
11 fees shall be reimbursed to this account, to remain avail-
12 able until expended, without further appropriation, for
13 providing such assistance, goods, or services.

14 BUILDINGS AND FACILITIES

15 For plans, construction, repair, preventive mainte-
16 nance, environmental support, improvement, extension, al-
17 teration, and purchase of fixed equipment or facilities, as
18 authorized by 7 U.S.C. 2250, and acquisition of land as
19 authorized by 7 U.S.C. 428a, \$3,175,000, to remain avail-
20 able until expended.

21 AGRICULTURAL MARKETING SERVICE

22 MARKETING SERVICES

23 For necessary expenses of the Agricultural Marketing
24 Service, \$155,845,000, of which \$4,000,000 shall be avail-
25 able for the purposes of section 12306 of Public Law 113-

1 79: *Provided*, That this appropriation shall be available
 2 pursuant to law (7 U.S.C. 2250) for the alteration and
 3 repair of buildings and improvements, but the cost of al-
 4 tering any one building during the fiscal year shall not
 5 exceed 10 percent of the current replacement value of the
 6 building.

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

10 LIMITATION ON ADMINISTRATIVE EXPENSES

11 Not to exceed \$60,982,000 (from fees collected) shall
 12 be obligated during the current fiscal year for administra-
 13 tive expenses: *Provided*, That if crop size is understated
 14 and/or other uncontrollable events occur, the agency may
 15 exceed this limitation by up to 10 percent with notification
 16 to the Committees on Appropriations of both Houses of
 17 Congress.

18 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

19 SUPPLY (SECTION 32)

20 (INCLUDING TRANSFERS OF FUNDS)

21 Funds available under section 32 of the Act of Au-
 22 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
 23 modity program expenses as authorized therein, and other
 24 related operating expenses, except for: (1) transfers to the
 25 Department of Commerce as authorized by the Fish and

1 Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) trans-
2 fers otherwise provided in this Act; and (3) not more than
3 \$20,489,000 for formulation and administration of mar-
4 keting agreements and orders pursuant to the Agricultural
5 Marketing Agreement Act of 1937 and the Agricultural
6 Act of 1961 (Public Law 87-128).

7 PAYMENTS TO STATES AND POSSESSIONS

8 For payments to departments of agriculture, bureaus
9 and departments of markets, and similar agencies for
10 marketing activities under section 204(b) of the Agricul-
11 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
12 \$1,235,000.

13 LIMITATION ON INSPECTION AND WEIGHING SERVICES

14 EXPENSES

15 Not to exceed \$55,000,000 (from fees collected) shall
16 be obligated during the current fiscal year for inspection
17 and weighing services: *Provided*, That if grain export ac-
18 tivities require additional supervision and oversight, or
19 other uncontrollable factors occur, this limitation may be
20 exceeded by up to 10 percent with notification to the Com-
21 mittees on Appropriations of both Houses of Congress.

22 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

23 For necessary expenses of the Office of the Under
24 Secretary for Food Safety, \$800,000: *Provided*, That
25 funds made available by this Act to an agency in the Food

1 Safety mission area for salaries and expenses are available
2 to fund up to one administrative support staff for the Of-
3 fice.

4 FOOD SAFETY AND INSPECTION SERVICE

5 For necessary expenses to carry out services author-
6 ized by the Federal Meat Inspection Act, the Poultry
7 Products Inspection Act, and the Egg Products Inspection
8 Act, including not to exceed \$10,000 for representation
9 allowances and for expenses pursuant to section 8 of the
10 Act approved August 3, 1956 (7 U.S.C. 1766),
11 \$1,049,344,000; and in addition, \$1,000,000 may be cred-
12 ited to this account from fees collected for the cost of lab-
13 oratory accreditation as authorized by section 1327 of the
14 Food, Agriculture, Conservation and Trade Act of 1990
15 (7 U.S.C. 138f): *Provided*, That funds provided for the
16 Public Health Data Communication Infrastructure system
17 shall remain available until expended: *Provided further*,
18 That no fewer than 148 full-time equivalent positions shall
19 be employed during fiscal year 2019 for purposes dedi-
20 cated solely to inspections and enforcement related to the
21 Humane Methods of Slaughter Act (7 U.S.C. 1901 et
22 seq.): *Provided further*, That the Food Safety and Inspec-
23 tion Service shall continue implementation of section
24 11016 of Public Law 110–246 as further clarified by the
25 amendments made in section 12106 of Public Law 113–

1 79: *Provided further*, That this appropriation shall be
2 available pursuant to law (7 U.S.C. 2250) for the alter-
3 ation and repair of buildings and improvements, but the
4 cost of altering any one building during the fiscal year
5 shall not exceed 10 percent of the current replacement
6 value of the building.

1 TITLE II
2 FARM PRODUCTION AND CONSERVATION
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR FARM
5 PRODUCTION AND CONSERVATION

6 For necessary expenses of the Office of the Under
7 Secretary for Farm Production and Conservation,
8 \$901,000: *Provided*, That funds made available by this
9 Act to an agency in the Farm Production and Conserva-
10 tion mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the Of-
12 fice.

13 FARM PRODUCTION AND CONSERVATION BUSINESS
14 CENTER

15 For necessary expenses of the Farm Production and
16 Conservation Business Center, \$1,028,000, to remain
17 available until expended: *Provided*, That \$149,000 of
18 amounts appropriated for the current fiscal year pursuant
19 to section 1241(a) of the Farm Security and Rural Invest-
20 ment Act of 1985 (16 U.S.C. 3841(a)) shall be transferred
21 to and merged with this account.

1 FARM SERVICE AGENCY
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Farm Service Agency,
5 \$1,202,146,000: *Provided*, That not more than 50 percent
6 of the \$44,691,000 made available under this heading for
7 information technology related to farm program delivery,
8 including the Modernize and Innovate the Delivery of Ag-
9 ricultural Systems and other farm program delivery sys-
10 tems, may be obligated until the Secretary submits to the
11 Committees on Appropriations of both Houses of Con-
12 gress, and receives written or electronic notification of re-
13 ceipt from such Committees of, a plan for expenditure that
14 (1) identifies for each project/investment over \$25,000 (a)
15 the functional and performance capabilities to be delivered
16 and the mission benefits to be realized, (b) the estimated
17 lifecycle cost, including estimates for development as well
18 as maintenance and operations, and (c) key milestones to
19 be met; (2) demonstrates that each project/investment is,
20 (a) consistent with the Farm Service Agency Information
21 Technology Roadmap, (b) being managed in accordance
22 with applicable lifecycle management policies and guid-
23 ance, and (c) subject to the applicable Department's cap-
24 ital planning and investment control requirements; and (3)
25 has been reviewed by the Government Accountability Of-

1 fice and approved by the Committees on Appropriations
2 of both Houses of Congress: *Provided further*, That the
3 agency shall submit a report by the end of the fourth quar-
4 ter of fiscal year 2019 to the Committees on Appropria-
5 tions and the Government Accountability Office, that iden-
6 tifies for each project/investment that is operational (a)
7 current performance against key indicators of customer
8 satisfaction, (b) current performance of service level agree-
9 ments or other technical metrics, (c) current performance
10 against a pre-established cost baseline, (d) a detailed
11 breakdown of current and planned spending on oper-
12 ational enhancements or upgrades, and (e) an assessment
13 of whether the investment continues to meet business
14 needs as intended as well as alternatives to the investment:
15 *Provided further*, That the Secretary is authorized to use
16 the services, facilities, and authorities (but not the funds)
17 of the Commodity Credit Corporation to make program
18 payments for all programs administered by the Agency:
19 *Provided further*, That other funds made available to the
20 Agency for authorized activities may be advanced to and
21 merged with this account: *Provided further*, That funds
22 made available to county committees shall remain avail-
23 able until expended: *Provided further*, That none of the
24 funds available to the Farm Service Agency shall be used
25 to close Farm Service Agency county offices: *Provided fur-*

1 *ther*, That none of the funds available to the Farm Service
 2 Agency shall be used to permanently relocate county based
 3 employees that would result in an office with two or fewer
 4 employees without prior notification and approval of the
 5 Committees on Appropriations of both Houses of Con-
 6 gress.

7 STATE MEDIATION GRANTS

8 For grants pursuant to section 502(b) of the Agricul-
 9 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
 10 5106), \$3,904,000.

11 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

12 For necessary expenses to carry out wellhead or
 13 groundwater protection activities under section 12400 of
 14 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),
 15 \$6,500,000, to remain available until expended.

16 DAIRY INDEMNITY PROGRAM

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses involved in making indemnity
 19 payments to dairy farmers and manufacturers of dairy
 20 products under a dairy indemnity program, such sums as
 21 may be necessary, to remain available until expended: *Pro-*
 22 *vided*, That such program is carried out by the Secretary
 23 in the same manner as the dairy indemnity program de-
 24 scribed in the Agriculture, Rural Development, Food and
 25 Drug Administration, and Related Agencies Appropria-

1 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–
2 12).

3 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFERS OF FUNDS)

6 For gross obligations for the principal amount of di-
7 rect and guaranteed farm ownership (7 U.S.C. 1922 et
8 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
9 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
10 quisition loans (25 U.S.C. 488), boll weevil loans (7
11 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
12 1924 et seq.), and Indian highly fractionated land loans
13 (25 U.S.C. 488) to be available from funds in the Agricul-
14 tural Credit Insurance Fund, as follows: \$2,750,000,000
15 for guaranteed farm ownership loans and \$1,500,000,000
16 for farm ownership direct loans; \$1,960,000,000 for un-
17 subsidized guaranteed operating loans and
18 \$1,530,000,000 for direct operating loans; emergency
19 loans, \$37,668,000; Indian tribe land acquisition loans,
20 \$20,000,000; guaranteed conservation loans,
21 \$150,000,000; Indian highly fractionated land loans,
22 \$10,000,000; and for boll weevil eradication program
23 loans, \$60,000,000: *Provided*, That the Secretary shall
24 deem the pink bollworm to be a boll weevil for the purpose
25 of boll weevil eradication program loans.

1 For the cost of direct and guaranteed loans and
2 grants, including the cost of modifying loans as defined
3 in section 502 of the Congressional Budget Act of 1974,
4 as follows: farm operating loans, \$59,670,000 for direct
5 operating loans, \$21,168,000 for unsubsidized guaranteed
6 operating loans, emergency loans, \$1,567,000 and
7 \$2,134,000 for Indian highly fractionated land loans to
8 remain available until expended.

9 In addition, for administrative expenses necessary to
10 carry out the direct and guaranteed loan programs,
11 \$325,068,000: *Provided*, That of this amount,
12 \$314,998,000 shall be transferred to and merged with the
13 appropriation for “Farm Service Agency, Salaries and Ex-
14 penses”, of which \$8,000,000 shall be available until Sep-
15 tember 30, 2020.

16 Funds appropriated by this Act to the Agricultural
17 Credit Insurance Program Account for farm ownership,
18 operating and conservation direct loans and guaranteed
19 loans may be transferred among these programs: *Pro-*
20 *vided*, That the Committees on Appropriations of both
21 Houses of Congress are notified at least 15 days in ad-
22 vance of any transfer.

1 RISK MANAGEMENT AGENCY

2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management
4 Agency, \$74,829,000: *Provided*, That not to exceed
5 \$1,000 shall be available for official reception and rep-
6 resentation expenses, as authorized by 7 U.S.C. 1506(i).

7 NATURAL RESOURCES CONSERVATION SERVICE

8 CONSERVATION OPERATIONS

9 For necessary expenses for carrying out the provi-
10 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),
11 including preparation of conservation plans and establish-
12 ment of measures to conserve soil and water (including
13 farm irrigation and land drainage and such special meas-
14 ures for soil and water management as may be necessary
15 to prevent floods and the siltation of reservoirs and to con-
16 trol agricultural related pollutants); operation of conserva-
17 tion plant materials centers; classification and mapping of
18 soil; dissemination of information; acquisition of lands,
19 water, and interests therein for use in the plant materials
20 program by donation, exchange, or purchase at a nominal
21 cost not to exceed \$100 pursuant to the Act of August
22 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
23 ation or improvement of permanent and temporary build-
24 ings; and operation and maintenance of aircraft,
25 \$879,107,000, to remain available until September 30,

1 2020: *Provided*, That appropriations hereunder shall be
2 available pursuant to 7 U.S.C. 2250 for construction and
3 improvement of buildings and public improvements at
4 plant materials centers, except that the cost of alterations
5 and improvements to other buildings and other public im-
6 provements shall not exceed \$250,000: *Provided further*,
7 That when buildings or other structures are erected on
8 non-Federal land, that the right to use such land is ob-
9 tained as provided in 7 U.S.C. 2250a: *Provided further*,
10 That of the amounts made available under this heading,
11 \$5,600,000, shall remain available until expended for the
12 authorities under 16 U.S.C. 1001–1005 and 1007–1009
13 for authorized ongoing watershed projects with a primary
14 purpose of providing water to rural communities.

15 WATERSHED AND FLOOD PREVENTION OPERATIONS

16 For necessary expenses to carry out preventive meas-
17 ures, including but not limited to surveys and investiga-
18 tions, engineering operations, works of improvement, and
19 changes in use of land, in accordance with the Watershed
20 Protection and Flood Prevention Act (16 U.S.C. 1001–
21 1005 and 1007–1009) and in accordance with the provi-
22 sions of laws relating to the activities of the Department,
23 \$150,000,000, to remain available until expended: *Pro-*
24 *vided*, That for funds provided by this Act or any other
25 prior Act, the limitation regarding the size of the water-

1 shed or subwatershed exceeding two hundred and fifty
2 thousand acres in which such activities can be undertaken
3 shall only apply for activities undertaken for the primary
4 purpose of flood prevention (including structural and land
5 treatment measures): *Provided further*, That of the
6 amounts made available under this heading, \$50,000,000
7 shall be allocated to projects and activities that can com-
8 mence promptly following enactment; that address re-
9 gional priorities for flood prevention, agricultural water
10 management, inefficient irrigation systems, fish and wild-
11 life habitat, or watershed protection; or that address au-
12 thorized ongoing projects under the authorities of section
13 13 of the Flood Control Act of December 22, 1944 (Public
14 Law 78-534) with a primary purpose of watershed protec-
15 tion by preventing floodwater damage and stabilizing
16 stream channels, tributaries, and banks to reduce erosion
17 and sediment transport.

18 **CORPORATIONS**

19 The following corporations and agencies are hereby
20 authorized to make expenditures, within the limits of
21 funds and borrowing authority available to each such cor-
22 poration or agency and in accord with law, and to make
23 contracts and commitments without regard to fiscal year
24 limitations as provided by section 104 of the Government
25 Corporation Control Act as may be necessary in carrying

1 out the programs set forth in the budget for the current
 2 fiscal year for such corporation or agency, except as here-
 3 inafter provided.

4 FEDERAL CROP INSURANCE CORPORATION FUND

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

8 COMMODITY CREDIT CORPORATION FUND

9 REIMBURSEMENT FOR NET REALIZED LOSSES

10 (INCLUDING TRANSFERS OF FUNDS)

11 For the current fiscal year, such sums as may be nec-
 12 essary to reimburse the Commodity Credit Corporation for
 13 net realized losses sustained, but not previously reim-
 14 bursed, pursuant to section 2 of the Act of August 17,
 15 1961 (15 U.S.C. 713a–11): *Provided*, That of the funds
 16 available to the Commodity Credit Corporation under sec-
 17 tion 11 of the Commodity Credit Corporation Charter Act
 18 (15 U.S.C. 714i) for the conduct of its business with the
 19 Foreign Agricultural Service, up to \$5,000,000 may be
 20 transferred to and used by the Foreign Agricultural Serv-
 21 ice for information resource management activities of the
 22 Foreign Agricultural Service that are not related to Com-
 23 modity Credit Corporation business.

1 HAZARDOUS WASTE MANAGEMENT
2 (LIMITATION ON EXPENSES)

3 For the current fiscal year, the Commodity Credit
4 Corporation shall not expend more than \$5,000,000 for
5 site investigation and cleanup expenses, and operations
6 and maintenance expenses to comply with the requirement
7 of section 107(g) of the Comprehensive Environmental
8 Response, Compensation, and Liability Act (42 U.S.C.
9 9607(g)), and section 6001 of the Resource Conservation
10 and Recovery Act (42 U.S.C. 6961).

1 TITLE III
2 RURAL DEVELOPMENT PROGRAMS
3 RURAL DEVELOPMENT
4 SALARIES AND EXPENSES
5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses for carrying out the adminis-
7 tration and implementation of Rural Development pro-
8 grams, including activities with institutions concerning the
9 development and operation of agricultural cooperatives;
10 and for cooperative agreements; \$232,835,000: *Provided*,
11 That notwithstanding any other provision of law, funds
12 appropriated under this heading may be used for adver-
13 tising and promotional activities that support Rural Devel-
14 opment programs: *Provided further*, That in addition to
15 any other funds appropriated for purposes authorized by
16 section 502(i) of the Housing Act of 1949 (42 U.S.C.
17 1472(i)), any amounts collected under such section will
18 immediately be credited to this account and will remain
19 available until expended for such purposes.

20 RURAL HOUSING SERVICE
21 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT
22 (INCLUDING TRANSFERS OF FUNDS)

23 For gross obligations for the principal amount of di-
24 rect and guaranteed loans as authorized by title V of the
25 Housing Act of 1949, to be available from funds in the

1 rural housing insurance fund, as follows: \$1,100,000,000
2 shall be for direct loans and \$24,000,000,000 shall be for
3 unsubsidized guaranteed loans; \$28,000,000 for section
4 504 housing repair loans; \$40,000,000 for section 515
5 rental housing; \$230,000,000 for section 538 guaranteed
6 multi-family housing loans; \$10,000,000 for credit sales
7 of single family housing acquired property; \$5,000,000 for
8 section 523 self-help housing land development loans; and
9 \$5,000,000 for section 524 site development loans.

10 For the cost of direct and guaranteed loans, including
11 the cost of modifying loans, as defined in section 502 of
12 the Congressional Budget Act of 1974, as follows: section
13 502 loans, \$53,900,000 shall be for direct loans; section
14 504 housing repair loans, \$3,419,000; section 523 self-
15 help housing land development loans, \$431,000; section
16 524 site development loans, \$176,000; and repair, reha-
17 bilitation, and new construction of section 515 rental
18 housing, \$9,484,000: *Provided*, That to support the loan
19 program level for section 538 guaranteed loans made
20 available under this heading the Secretary may charge or
21 adjust any fees to cover the projected cost of such loan
22 guarantees pursuant to the provisions of the Credit Re-
23 form Act of 1990 (2 U.S.C. 661 et seq.), and the interest
24 on such loans may not be subsidized: *Provided further*,
25 That applicants in communities that have a current rural

1 area waiver under section 541 of the Housing Act of 1949
2 (42 U.S.C. 1490q) shall be treated as living in a rural
3 area for purposes of section 502 guaranteed loans pro-
4 vided under this heading: *Provided further*, That of the
5 amounts available under this paragraph for section 502
6 direct loans, no less than \$5,000,000 shall be available for
7 direct loans for individuals whose homes will be built pur-
8 suant to a program funded with a mutual and self-help
9 housing grant authorized by section 523 of the Housing
10 Act of 1949 until June 1, 2019: *Provided further*, That
11 the Secretary shall implement provisions to provide incen-
12 tives to nonprofit organizations and public housing au-
13 thorities to facilitate the acquisition of Rural Housing
14 Service (RHS) multifamily housing properties by such
15 nonprofit organizations and public housing authorities
16 that commit to keep such properties in the RHS multi-
17 family housing program for a period of time as determined
18 by the Secretary, with such incentives to include, but not
19 be limited to, the following: allow such nonprofit entities
20 and public housing authorities to earn a Return on Invest-
21 ment on their own resources to include proceeds from low
22 income housing tax credit syndication, own contributions,
23 grants, and developer loans at favorable rates and terms,
24 invested in a deal; and allow reimbursement of organiza-
25 tional costs associated with owner's oversight of asset re-

1 ferred to as “Asset Management Fee” of up to \$7,500
2 per property.

3 In addition, for the cost of direct loans, grants, and
4 contracts, as authorized by sections 514 and 516 of the
5 Housing Act of 1949 (42 U.S.C. 1484, 1486),
6 \$14,281,000, to remain available until expended, for direct
7 farm labor housing loans and domestic farm labor housing
8 grants and contracts: *Provided*, That any balances avail-
9 able for the Farm Labor Program Account shall be trans-
10 ferred to and merged with this account.

11 In addition, for administrative expenses necessary to
12 carry out the direct and guaranteed loan programs,
13 \$412,254,000 shall be transferred to and merged with the
14 appropriation for “Rural Development, Salaries and Ex-
15 penses”.

16 RENTAL ASSISTANCE PROGRAM

17 For rental assistance agreements entered into or re-
18 newed pursuant to the authority under section 521(a)(2)
19 of the Housing Act of 1949 or agreements entered into
20 in lieu of debt forgiveness or payments for eligible house-
21 holds as authorized by section 502(c)(5)(D) of the Hous-
22 ing Act of 1949, \$1,331,400,000, of which \$40,000,000
23 shall be available until September 30, 2020; and in addi-
24 tion such sums as may be necessary, as authorized by sec-
25 tion 521(c) of the Act, to liquidate debt incurred prior to

1 fiscal year 1992 to carry out the rental assistance program
2 under section 521(a)(2) of the Act: *Provided*, That rental
3 assistance agreements entered into or renewed during the
4 current fiscal year shall be funded for a one-year period:
5 *Provided further*, That any unexpended balances remain-
6 ing at the end of such one-year agreements may be trans-
7 ferred and used for purposes of any debt reduction; main-
8 tenance, repair, or rehabilitation of any existing projects;
9 preservation; and rental assistance activities authorized
10 under title V of the Act: *Provided further*, That rental as-
11 sistance provided under agreements entered into prior to
12 fiscal year 2019 for a farm labor multi-family housing
13 project financed under section 514 or 516 of the Act may
14 not be recaptured for use in another project until such
15 assistance has remained unused for a period of 12 con-
16 secutive months, if such project has a waiting list of ten-
17 ants seeking such assistance or the project has rental as-
18 sistance eligible tenants who are not receiving such assist-
19 ance: *Provided further*, That such recaptured rental assist-
20 ance shall, to the extent practicable, be applied to another
21 farm labor multi-family housing project financed under
22 section 514 or 516 of the Act: *Provided further*, That ex-
23 cept as provided in the third proviso under this heading
24 and notwithstanding any other provision of the Act, the
25 Secretary may recapture rental assistance provided under

1 agreements entered into prior to fiscal year 2019 for a
2 project that the Secretary determines no longer needs
3 rental assistance and use such recaptured funds for cur-
4 rent needs.

5 MULTI-FAMILY HOUSING REVITALIZATION PROGRAM
6 ACCOUNT

7 For the rural housing voucher program as authorized
8 under section 542 of the Housing Act of 1949, but not-
9 withstanding subsection (b) of such section, and for addi-
10 tional costs to conduct a demonstration program for the
11 preservation and revitalization of multi-family rental hous-
12 ing properties described in this paragraph, \$50,000,000,
13 to remain available until expended: *Provided*, That of the
14 funds made available under this heading, \$26,000,000,
15 shall be available for rural housing vouchers to any low-
16 income household (including those not receiving rental as-
17 sistance) residing in a property financed with a section
18 515 loan which has been prepaid after September 30,
19 2005: *Provided further*, That the amount of such voucher
20 shall be the difference between comparable market rent
21 for the section 515 unit and the tenant paid rent for such
22 unit: *Provided further*, That funds made available for such
23 vouchers shall be subject to the availability of annual ap-
24 propriations: *Provided further*, That the Secretary shall,
25 to the maximum extent practicable, administer such

1 vouchers with current regulations and administrative guid-
2 ance applicable to section 8 housing vouchers administered
3 by the Secretary of the Department of Housing and Urban
4 Development: *Provided further*, That if the Secretary de-
5 termines that the amount made available for vouchers in
6 this or any other Act is not needed for vouchers, the Sec-
7 retary may use such funds for the demonstration program
8 for the preservation and revitalization of multi-family
9 rental housing properties described in this paragraph: *Pro-*
10 *vided further*, That of the funds made available under this
11 heading, \$24,000,000 shall be available for a demonstra-
12 tion program for the preservation and revitalization of the
13 sections 514, 515, and 516 multi-family rental housing
14 properties to restructure existing USDA multi-family
15 housing loans, as the Secretary deems appropriate, ex-
16 pressly for the purposes of ensuring the project has suffi-
17 cient resources to preserve the project for the purpose of
18 providing safe and affordable housing for low-income resi-
19 dents and farm laborers including reducing or eliminating
20 interest; deferring loan payments, subordinating, reducing
21 or reamortizing loan debt; and other financial assistance
22 including advances, payments and incentives (including
23 the ability of owners to obtain reasonable returns on in-
24 vestment) required by the Secretary: *Provided further*,
25 That the Secretary shall as part of the preservation and

1 revitalization agreement obtain a restrictive use agreement
2 consistent with the terms of the restructuring: *Provided*
3 *further*, That if the Secretary determines that additional
4 funds for vouchers described in this paragraph are needed,
5 funds for the preservation and revitalization demonstra-
6 tion program may be used for such vouchers: *Provided fur-*
7 *ther*, That if Congress enacts legislation to permanently
8 authorize a multi-family rental housing loan restructuring
9 program similar to the demonstration program described
10 herein, the Secretary may use funds made available for
11 the demonstration program under this heading to carry
12 out such legislation with the prior approval of the Commit-
13 tees on Appropriations of both Houses of Congress: *Pro-*
14 *vided further*, That in addition to any other available
15 funds, the Secretary may expend not more than
16 \$1,000,000 total, from the program funds made available
17 under this heading, for administrative expenses for activi-
18 ties funded under this heading.

19 MUTUAL AND SELF-HELP HOUSING GRANTS

20 For grants and contracts pursuant to section
21 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
22 1490c), \$30,000,000, to remain available until expended.

23 RURAL HOUSING ASSISTANCE GRANTS

24 For grants for very low-income housing repair and
25 rural housing preservation made by the Rural Housing

1 Service, as authorized by 42 U.S.C. 1474, and 1490m,
2 \$40,000,000, to remain available until expended.

3 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

4 (INCLUDING TRANSFERS OF FUNDS)

5 For gross obligations for the principal amount of di-
6 rect and guaranteed loans as authorized by section 306
7 and described in section 381E(d)(1) of the Consolidated
8 Farm and Rural Development Act, \$3,000,000,000 for di-
9 rect loans and \$148,287,000 for guaranteed loans.

10 For the cost of guaranteed loans, including the cost
11 of modifying loans, as defined in section 502 of the Con-
12 gressional Budget Act of 1974, \$4,285,000, to remain
13 available until expended.

14 For the cost of grants for rural community facilities
15 programs as authorized by section 306 and described in
16 section 381E(d)(1) of the Consolidated Farm and Rural
17 Development Act, \$47,778,000, to remain available until
18 expended: *Provided*, That \$6,000,000 of the amount ap-
19 propriated under this heading shall be available for a
20 Rural Community Development Initiative: *Provided fur-*
21 *ther*, That such funds shall be used solely to develop the
22 capacity and ability of private, nonprofit community-based
23 housing and community development organizations, low-
24 income rural communities, and Federally Recognized Na-
25 tive American Tribes to undertake projects to improve

1 housing, community facilities, community and economic
2 development projects in rural areas: *Provided further*,
3 That such funds shall be made available to qualified pri-
4 vate, nonprofit and public intermediary organizations pro-
5 posing to carry out a program of financial and technical
6 assistance: *Provided further*, That such intermediary orga-
7 nizations shall provide matching funds from other sources,
8 including Federal funds for related activities, in an
9 amount not less than funds provided: *Provided further*,
10 That \$5,778,000 of the amount appropriated under this
11 heading shall be to provide grants for facilities in rural
12 communities with extreme unemployment and severe eco-
13 nomic depression (Public Law 106–387), with up to 5 per-
14 cent for administration and capacity building in the State
15 rural development offices: *Provided further*, That
16 \$4,000,000 of the amount appropriated under this head-
17 ing shall be available for community facilities grants to
18 tribal colleges, as authorized by section 306(a)(19) of such
19 Act: *Provided further*, That sections 381E–H and 381N
20 of the Consolidated Farm and Rural Development Act are
21 not applicable to the funds made available under this
22 heading.

1 RURAL BUSINESS—COOPERATIVE SERVICE
2 RURAL BUSINESS PROGRAM ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 For the cost of loan guarantees and grants, for the
5 rural business development programs authorized by sec-
6 tion 310B and described in subsections (a), (c), (f) and
7 (g) of section 310B of the Consolidated Farm and Rural
8 Development Act, \$69,619,000, to remain available until
9 expended: *Provided*, That of the amount appropriated
10 under this heading, not to exceed \$500,000 shall be made
11 available for one grant to a qualified national organization
12 to provide technical assistance for rural transportation in
13 order to promote economic development and \$8,000,000
14 shall be for grants to the Delta Regional Authority (7
15 U.S.C. 2009aa et seq.), the Northern Border Regional
16 Commission (40 U.S.C. 15101 et seq.), and the Appa-
17 lachian Regional Commission (40 U.S.C. 14101 et seq.)
18 for any Rural Community Advancement Program purpose
19 as described in section 381E(d) of the Consolidated Farm
20 and Rural Development Act, of which not more than 5
21 percent may be used for administrative expenses: *Provided*
22 *further*, That \$4,000,000 of the amount appropriated
23 under this heading shall be for business grants to benefit
24 Federally Recognized Native American Tribes, including
25 \$250,000 for a grant to a qualified national organization

1 to provide technical assistance for rural transportation in
2 order to promote economic development: *Provided further*,
3 That sections 381E–H and 381N of the Consolidated
4 Farm and Rural Development Act are not applicable to
5 funds made available under this heading.

6 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT

7 (INCLUDING TRANSFER OF FUNDS)

8 For the principal amount of direct loans, as author-
9 ized by the Intermediary Relending Program Fund Ac-
10 count (7 U.S.C. 1936b), \$18,889,000.

11 For the cost of direct loans, \$4,157,000, as author-
12 ized by the Intermediary Relending Program Fund Ac-
13 count (7 U.S.C. 1936b), of which \$557,000 shall be avail-
14 able through June 30, 2019, for Federally Recognized Na-
15 tive American Tribes; and of which \$1,072,000 shall be
16 available through June 30, 2019, for Mississippi Delta Re-
17 gion counties (as determined in accordance with Public
18 Law 100–460): *Provided*, That such costs, including the
19 cost of modifying such loans, shall be as defined in section
20 502 of the Congressional Budget Act of 1974.

21 In addition, for administrative expenses to carry out
22 the direct loan programs, \$4,468,000 shall be transferred
23 to and merged with the appropriation for “Rural Develop-
24 ment, Salaries and Expenses”.

1 231 of the Agricultural Risk Protection Act of 2000 (7
2 U.S.C. 1632a), of which \$2,500,000 shall be for Agri-
3 culture Innovation Centers authorized pursuant to section
4 6402 of Public Law 107–171.

5 RURAL ENERGY FOR AMERICA PROGRAM

6 For the cost of a program of loan guarantees, under
7 the same terms and conditions as authorized by section
8 9007 of the Farm Security and Rural Investment Act of
9 2002 (7 U.S.C. 8107), \$338,000: *Provided*, That the cost
10 of loan guarantees, including the cost of modifying such
11 loans, shall be as defined in section 502 of the Congres-
12 sional Budget Act of 1974.

13 RURAL UTILITIES SERVICE

14 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

15 (INCLUDING TRANSFERS OF FUNDS)

16 For the cost of direct loans, loan guarantees, and
17 grants for the rural water, waste water, waste disposal,
18 and solid waste management programs authorized by sec-
19 tions 306, 306A, 306C, 306D, 306E, and 310B and de-
20 scribed in sections 306C(a)(2), 306D, 306E, and
21 381E(d)(2) of the Consolidated Farm and Rural Develop-
22 ment Act, \$558,183,000, to remain available until ex-
23 pended, of which not to exceed \$1,000,000 shall be avail-
24 able for the rural utilities program described in section
25 306(a)(2)(B) of such Act, and of which not to exceed

1 \$993,000 shall be available for the rural utilities program
2 described in section 306E of such Act: *Provided*, That not
3 to exceed \$15,000,000 of the amount appropriated under
4 this heading shall be for grants authorized by section
5 306A(i)(2) of the Consolidated Farm and Rural Develop-
6 ment Act in addition to funding authorized by section
7 306A(i)(1) of such Act and such grants may not exceed
8 \$1,000,000 notwithstanding section 306A(f)(1) of such
9 Act: *Provided further*, That \$68,000,000 of the amount
10 appropriated under this heading shall be for loans and
11 grants including water and waste disposal systems grants
12 authorized by section 306C(a)(2)(B) and section 306D of
13 the Consolidated Farm and Rural Development Act, and
14 Federally Recognized Native American Tribes authorized
15 by 306C(a)(1) of such Act: *Provided further*, That funding
16 provided for section 306D of the Consolidated Farm and
17 Rural Development Act may be provided to a consortium
18 formed pursuant to section 325 of Public Law 105-83:
19 *Provided further*, That not more than 2 percent of the
20 funding provided for section 306D of the Consolidated
21 Farm and Rural Development Act may be used by the
22 State of Alaska for training and technical assistance pro-
23 grams and not more than 2 percent of the funding pro-
24 vided for section 306D of the Consolidated Farm and
25 Rural Development Act may be used by a consortium

1 formed pursuant to section 325 of Public Law 105–83 for
2 training and technical assistance programs: *Provided fur-*
3 *ther*, That not to exceed \$40,000,000 of the amount ap-
4 propriated under this heading shall be for technical assist-
5 ance grants for rural water and waste systems pursuant
6 to section 306(a)(14) of such Act, unless the Secretary
7 makes a determination of extreme need, of which
8 \$8,000,000 shall be made available for a grant to a quali-
9 fied nonprofit multi-State regional technical assistance or-
10 ganization, with experience in working with small commu-
11 nities on water and waste water problems, the principal
12 purpose of such grant shall be to assist rural communities
13 with populations of 3,300 or less, in improving the plan-
14 ning, financing, development, operation, and management
15 of water and waste water systems, and of which not less
16 than \$800,000 shall be for a qualified national Native
17 American organization to provide technical assistance for
18 rural water systems for tribal communities: *Provided fur-*
19 *ther*, That not to exceed \$19,000,000 of the amount ap-
20 propriated under this heading shall be for contracting with
21 qualified national organizations for a circuit rider program
22 to provide technical assistance for rural water systems:
23 *Provided further*, That not to exceed \$4,000,000 shall be
24 for solid waste management grants: *Provided further*, That
25 \$10,000,000 of the amount appropriated under this head-

1 ing shall be transferred to, and merged with, the Rural
 2 Utilities Service, High Energy Cost Grants Account to
 3 provide grants authorized under section 19 of the Rural
 4 Electrification Act of 1936 (7 U.S.C. 918a): *Provided fur-*
 5 *ther*, That any prior year balances for high-energy cost
 6 grants authorized by section 19 of the Rural Electrifica-
 7 tion Act of 1936 (7 U.S.C. 918a) shall be transferred to
 8 and merged with the Rural Utilities Service, High Energy
 9 Cost Grants Account: *Provided further*, That sections
 10 381E–H and 381N of the Consolidated Farm and Rural
 11 Development Act are not applicable to the funds made
 12 available under this heading.

13 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

14 LOANS PROGRAM ACCOUNT

15 (INCLUDING TRANSFER OF FUNDS)

16 The principal amount of direct and guaranteed loans
 17 as authorized by sections 305, 306, and 317 of the Rural
 18 Electrification Act of 1936 (7 U.S.C. 935, 936, and 940g)
 19 shall be made as follows: loans made pursuant to sections
 20 305, 306, and 317, notwithstanding 317(c), of that Act,
 21 rural electric, \$5,500,000,000; guaranteed underwriting
 22 loans pursuant to section 313A, \$750,000,000; 5 percent
 23 rural telecommunications loans, cost of money rural tele-
 24 communications loans, and for loans made pursuant to
 25 section 306 of that Act, rural telecommunications loans,

1 \$690,000,000: *Provided*, That up to \$2,000,000,000 shall
2 be used for the construction, acquisition, design and engi-
3 neering or improvement of fossil-fueled electric generating
4 plants (whether new or existing) that utilize carbon sub-
5 surface utilization and storage systems.

6 For the cost of direct loans as authorized by section
7 305 of the Rural Electrification Act of 1936 (7 U.S.C.
8 935), including the cost of modifying loans, as defined in
9 section 502 of the Congressional Budget Act of 1974, cost
10 of money rural telecommunications loans, \$1,725,000.

11 In addition, for administrative expenses necessary to
12 carry out the direct and guaranteed loan programs,
13 \$33,270,000, which shall be transferred to and merged
14 with the appropriation for “Rural Development, Salaries
15 and Expenses”.

16 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
17 PROGRAM

18 For the principal amount of broadband telecommuni-
19 cation loans, \$29,851,000.

20 For grants for telemedicine and distance learning
21 services in rural areas, as authorized by 7 U.S.C. 950aaa
22 et seq., \$33,000,000, to remain available until expended:
23 *Provided*, That \$3,000,000 shall be made available for
24 grants authorized by 379G of the Consolidated Farm and
25 Rural Development Act: *Provided further*, That funding

1 provided under this heading for grants under 379G of the
2 Consolidated Farm and Rural Development Act may only
3 be provided to entities that meet all of the eligibility cri-
4 teria for a consortium as established by this section.

5 For the cost of broadband loans, as authorized by
6 section 601 of the Rural Electrification Act, \$5,830,000,
7 to remain available until expended: *Provided*, That the
8 cost of direct loans shall be as defined in section 502 of
9 the Congressional Budget Act of 1974.

10 In addition, \$30,000,000, to remain available until
11 expended, for a grant program to finance broadband
12 transmission in rural areas eligible for Distance Learning
13 and Telemedicine Program benefits authorized by 7
14 U.S.C. 950aaa.

1 TITLE IV
2 DOMESTIC FOOD PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR FOOD,
4 NUTRITION, AND CONSUMER SERVICES

5 For necessary expenses of the Office of the Under
6 Secretary for Food, Nutrition, and Consumer Services,
7 \$800,000: *Provided*, That funds made available by this
8 Act to an agency in the Food, Nutrition and Consumer
9 Services mission area for salaries and expenses are avail-
10 able to fund up to one administrative support staff for
11 the Office.

12 FOOD AND NUTRITION SERVICE
13 CHILD NUTRITION PROGRAMS
14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses to carry out the Richard B.
16 Russell National School Lunch Act (42 U.S.C. 1751 et
17 seq.), except section 21, and the Child Nutrition Act of
18 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
19 21; \$23,184,012,000 to remain available through Sep-
20 tember 30, 2020, of which such sums as are made avail-
21 able under section 14222(b)(1) of the Food, Conservation,
22 and Energy Act of 2008 (Public Law 110–246), as
23 amended by this Act, shall be merged with and available
24 for the same time period and purposes as provided herein:
25 *Provided*, That of the total amount available, \$17,004,000

1 shall be available to carry out section 19 of the Child Nu-
2 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
3 *further*, That of the total amount available, \$30,000,000
4 shall be available to provide competitive grants to State
5 agencies for subgrants to local educational agencies and
6 schools to purchase the equipment, with a value of greater
7 than \$1,000, needed to serve healthier meals, improve food
8 safety, and to help support the establishment, mainte-
9 nance, or expansion of the school breakfast program: *Pro-*
10 *vided further*, That of the total amount available,
11 \$28,000,000 shall remain available until expended to carry
12 out section 749(g) of the Agriculture Appropriations Act
13 of 2010 (Public Law 111–80): *Provided further*, That sec-
14 tion 26(d) of the Richard B. Russell National School
15 Lunch Act (42 U.S.C. 1769g(d)) is amended in the first
16 sentence by striking “2010 through 2018” and inserting
17 “2010 through 2019”: *Provided further*, That section
18 9(h)(3) of the Richard B. Russell National School Lunch
19 Act (42 U.S.C. 1758(h)(3)) is amended in the first sen-
20 tence by striking “for fiscal year 2018” and inserting “for
21 fiscal year 2019”: *Provided further*, That section 9(h)(4)
22 of the Richard B. Russell National School Lunch Act (42
23 U.S.C. 1758(h)(4)) is amended in the first sentence by
24 striking “for fiscal year 2018” and inserting “for fiscal
25 year 2019”.

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

3 For necessary expenses to carry out the special sup-
4 plemental nutrition program as authorized by section 17
5 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
6 \$6,150,000,000, to remain available through September
7 30, 2020, of which \$25,000,000 shall be placed in reserve,
8 to remain available until expended, to be allocated as the
9 Secretary deemed necessary, notwithstanding section 17(i)
10 of such Act, to support participation should cost or partici-
11 pation exceed budget estimates: *Provided*, That notwith-
12 standing section 17(h)(10) of the Child Nutrition Act of
13 1966 (42 U.S.C. 1786(h)(10)), not less than \$60,000,000
14 shall be used for breastfeeding peer counselors and other
15 related activities, and \$19,000,000 shall be used for infra-
16 structure, of which \$5,000,000 shall be for competitive
17 grants to promote breastfeeding and improved nutritional
18 health through technologies and services, including tele-
19 medicine: *Provided further*, That none of the funds pro-
20 vided in this account shall be available for the purchase
21 of infant formula except in accordance with the cost con-
22 tainment and competitive bidding requirements specified
23 in section 17 of such Act: *Provided further*, That none of
24 the funds provided shall be available for activities that are
25 not fully reimbursed by other Federal Government depart-

1 ments or agencies unless authorized by section 17 of such
2 Act: *Provided further*, That upon termination of a feder-
3 ally mandated vendor moratorium and subject to terms
4 and conditions established by the Secretary, the Secretary
5 may waive the requirement at 7 CFR 246.12(g)(6) at the
6 request of a State agency.

7 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

8 For necessary expenses to carry out the Food and
9 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
10 \$73,219,274,000, of which \$3,000,000,000, to remain
11 available through December 31, 2020, shall be placed in
12 reserve for use only in such amounts and at such times
13 as may become necessary to carry out program operations:
14 *Provided*, That funds provided herein shall be expended
15 in accordance with section 16 of the Food and Nutrition
16 Act of 2008: *Provided further*, That of the funds made
17 available under this heading, \$998,000 may be used to
18 provide nutrition education services to State agencies and
19 Federally Recognized Tribes participating in the Food
20 Distribution Program on Indian Reservations: *Provided*
21 *further*, That this appropriation shall be subject to any
22 work registration or workfare requirements as may be re-
23 quired by law: *Provided further*, That funds made available
24 for Employment and Training under this heading shall re-
25 main available through September 30, 2020: *Provided fur-*

1 *ther*, That funds made available under this heading for
2 section 28(d)(1), section 4(b), and section 27(a) of the
3 Food and Nutrition Act of 2008 shall remain available
4 through September 30, 2020: *Provided further*, That none
5 of the funds made available under this heading may be
6 obligated or expended in contravention of section 213A of
7 the Immigration and Nationality Act (8 U.S.C. 1183A):
8 *Provided further*, That funds made available under this
9 heading may be used to enter into contracts and employ
10 staff to conduct studies, evaluations, or to conduct activi-
11 ties related to program integrity provided that such activi-
12 ties are authorized by the Food and Nutrition Act of 2008.

13 COMMODITY ASSISTANCE PROGRAM

14 For necessary expenses to carry out disaster assist-
15 ance and the Commodity Supplemental Food Program as
16 authorized by section 4(a) of the Agriculture and Con-
17 sumer Protection Act of 1973 (7 U.S.C. 612c note); the
18 Emergency Food Assistance Act of 1983; special assist-
19 ance for the nuclear affected islands, as authorized by sec-
20 tion 103(f)(2) of the Compact of Free Association Amend-
21 ments Act of 2003 (Public Law 108–188); and the Farm-
22 ers’ Market Nutrition Program, as authorized by section
23 17(m) of the Child Nutrition Act of 1966, \$322,139,000,
24 to remain available through September 30, 2020: *Pro-*
25 *vided*, That none of these funds shall be available to reim-

1 burse the Commodity Credit Corporation for commodities
2 donated to the program: *Provided further*, That notwith-
3 standing any other provision of law, effective with funds
4 made available in fiscal year 2019 to support the Seniors
5 Farmers' Market Nutrition Program, as authorized by
6 section 4402 of the Farm Security and Rural Investment
7 Act of 2002, such funds shall remain available through
8 September 30, 2020: *Provided further*, That of the funds
9 made available under section 27(a) of the Food and Nutri-
10 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
11 use up to 15 percent for costs associated with the distribu-
12 tion of commodities.

13 NUTRITION PROGRAMS ADMINISTRATION

14 For necessary administrative expenses of the Food
15 and Nutrition Service for carrying out any domestic nutri-
16 tion assistance program, \$164,688,000: *Provided*, That of
17 the funds provided herein, \$2,000,000 shall be used for
18 the purposes of section 4404 of Public Law 107–171, as
19 amended by section 4401 of Public Law 110–246.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR TRADE AND
5 FOREIGN AGRICULTURAL AFFAIRS

6 For necessary expenses of the Office of the Under
7 Secretary for Trade and Foreign Agricultural Affairs,
8 \$875,000: *Provided*, That funds made available by this
9 Act to any agency in the Trade and Foreign Agricultural
10 Affairs mission area for salaries and expenses are avail-
11 able to fund up to one administrative support staff for
12 the Office.

13 OFFICE OF CODEX ALIMENTARIUS

14 For necessary expenses of the Office of Codex
15 Alimentarius, \$3,976,000, including not to exceed
16 \$40,000 for official reception and representation expenses.

17 FOREIGN AGRICULTURAL SERVICE

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the Foreign Agricultural
21 Service, including not to exceed \$250,000 for representa-
22 tion allowances and for expenses pursuant to section 8 of
23 the Act approved August 3, 1956 (7 U.S.C. 1766),
24 \$212,230,000, of which no more than 6 percent shall re-
25 main available until September 30, 2020, for overseas op-

1 erations to include the payment of locally employed staff:
2 *Provided*, That the Service may utilize advances of funds,
3 or reimburse this appropriation for expenditures made on
4 behalf of Federal agencies, public and private organiza-
5 tions and institutions under agreements executed pursu-
6 ant to the agricultural food production assistance pro-
7 grams (7 U.S.C. 1737) and the foreign assistance pro-
8 grams of the United States Agency for International De-
9 velopment: *Provided further*, That funds made available
10 for middle-income country training programs, funds made
11 available for the Borlaug International Agricultural
12 Science and Technology Fellowship program, and up to
13 \$2,000,000 of the Foreign Agricultural Service appropria-
14 tion solely for the purpose of offsetting fluctuations in
15 international currency exchange rates, subject to docu-
16 mentation by the Foreign Agricultural Service, shall re-
17 main available until expended.

18 FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD
19 FOR PROGRESS PROGRAM ACCOUNT
20 (INCLUDING TRANSFER OF FUNDS)

21 For administrative expenses to carry out the credit
22 program of title I, Food for Peace Act (Public Law 83-
23 480) and the Food for Progress Act of 1985, \$142,000,
24 shall be transferred to and merged with the appropriation
25 for “Farm Service Agency, Salaries and Expenses”.

1 FOOD FOR PEACE TITLE II GRANTS

2 For expenses during the current fiscal year, not oth-
3 erwise recoverable, and unrecovered prior years' costs, in-
4 cluding interest thereon, under the Food for Peace Act
5 (Public Law 83-480), for commodities supplied in connec-
6 tion with dispositions abroad under title II of said Act,
7 \$1,716,000,000, to remain available until expended.

8 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION
9 AND CHILD NUTRITION PROGRAM GRANTS

10 For necessary expenses to carry out the provisions
11 of section 3107 of the Farm Security and Rural Invest-
12 ment Act of 2002 (7 U.S.C. 1736o-1), \$210,255,000, to
13 remain available until expended: *Provided*, That the Com-
14 modity Credit Corporation is authorized to provide the
15 services, facilities, and authorities for the purpose of im-
16 plementing such section, subject to reimbursement from
17 amounts provided herein: *Provided further*, That of the
18 amount made available under this heading, \$15,000,000,
19 shall remain available until expended for necessary ex-
20 penses to carry out the provisions of section 3207 of the
21 Agricultural Act of 2014 (7 U.S.C. 1726e).

1 COMMODITY CREDIT CORPORATION EXPORT (LOANS)
2 CREDIT GUARANTEE PROGRAM ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 For administrative expenses to carry out the Com-
5 modity Credit Corporation's Export Guarantee Program,
6 GSM 102 and GSM 103, \$8,845,000; to cover common
7 overhead expenses as permitted by section 11 of the Com-
8 modity Credit Corporation Charter Act and in conformity
9 with the Federal Credit Reform Act of 1990, of which
10 \$6,382,000 shall be transferred to and merged with the
11 appropriation for "Foreign Agricultural Service, Salaries
12 and Expenses", and of which \$2,463,000 shall be trans-
13 ferred to and merged with the appropriation for "Farm
14 Service Agency, Salaries and Expenses".

1 TITLE VI
2 RELATED AGENCY AND FOOD AND DRUG
3 ADMINISTRATION
4 DEPARTMENT OF HEALTH AND HUMAN SERVICES
5 FOOD AND DRUG ADMINISTRATION
6 SALARIES AND EXPENSES

7 For necessary expenses of the Food and Drug Ad-
8 ministration, including hire and purchase of passenger
9 motor vehicles; for payment of space rental and related
10 costs pursuant to Public Law 92–313 for programs and
11 activities of the Food and Drug Administration which are
12 included in this Act; for rental of special purpose space
13 in the District of Columbia or elsewhere; in addition to
14 amounts appropriated to the FDA Innovation Account, for
15 carrying out the activities described in section 1002(b)(4)
16 of the 21st Century Cures Act (Public Law 114–255); for
17 miscellaneous and emergency expenses of enforcement ac-
18 tivities, authorized and approved by the Secretary and to
19 be accounted for solely on the Secretary’s certificate, not
20 to exceed \$25,000; and notwithstanding section 521 of
21 Public Law 107–188; \$5,419,299,000: *Provided*, That of
22 the amount provided under this heading, \$960,568,000
23 shall be derived from prescription drug user fees author-
24 ized by 21 U.S.C. 379h, and shall be credited to this ac-
25 count and remain available until expended; \$196,668,000

1 shall be derived from medical device user fees authorized
2 by 21 U.S.C. 379j, and shall be credited to this account
3 and remain available until expended; \$501,396,000 shall
4 be derived from human generic drug user fees authorized
5 by 21 U.S.C. 379j-42, and shall be credited to this ac-
6 count and remain available until expended; \$40,922,000
7 shall be derived from biosimilar biological product user
8 fees authorized by 21 U.S.C. 379j-52, and shall be cred-
9 ited to this account and remain available until expended;
10 \$30,331,000 shall be derived from animal drug user fees
11 authorized by 21 U.S.C. 379j-12, and shall be credited
12 to this account and remain available until expended;
13 \$18,336,000 shall be derived from generic new animal
14 drug user fees authorized by 21 U.S.C. 379j-21, and shall
15 be credited to this account and remain available until ex-
16 pended; \$712,000,000 shall be derived from tobacco prod-
17 uct user fees authorized by 21 U.S.C. 387s, and shall be
18 credited to this account and remain available until ex-
19 pended: *Provided further*, That in addition to and notwith-
20 standing any other provision under this heading, amounts
21 collected for prescription drug user fees, medical device
22 user fees, human generic drug user fees, biosimilar biologi-
23 cal product user fees, animal drug user fees, and generic
24 new animal drug user fees that exceed the respective fiscal
25 year 2019 limitations are appropriated and shall be cred-

1 ited to this account and remain available until expended:
2 *Provided further*, That fees derived from prescription drug,
3 medical device, human generic drug, biosimilar biological
4 product, animal drug, and generic new animal drug as-
5 sessments for fiscal year 2019, including any such fees
6 collected prior to fiscal year 2019 but credited for fiscal
7 year 2019, shall be subject to the fiscal year 2019 limita-
8 tions: *Provided further*, That the Secretary may accept
9 payment during fiscal year 2019 of user fees specified
10 under this heading and authorized for fiscal year 2020,
11 prior to the due date for such fees, and that amounts of
12 such fees assessed for fiscal year 2020 for which the Sec-
13 retary accepts payment in fiscal year 2019 shall not be
14 included in amounts under this heading: *Provided further*,
15 That none of these funds shall be used to develop, estab-
16 lish, or operate any program of user fees authorized by
17 31 U.S.C. 9701: *Provided further*, That of the total
18 amount appropriated: (1) \$1,052,315,000 shall be for the
19 Center for Food Safety and Applied Nutrition and related
20 field activities in the Office of Regulatory Affairs; (2)
21 \$1,720,807,000 shall be for the Center for Drug Evalua-
22 tion and Research and related field activities in the Office
23 of Regulatory Affairs; (3) \$369,857,000 shall be for the
24 Center for Biologics Evaluation and Research and for re-
25 lated field activities in the Office of Regulatory Affairs;

1 (4) \$216,914,000 shall be for the Center for Veterinary
2 Medicine and for related field activities in the Office of
3 Regulatory Affairs; (5) \$495,988,000 shall be for the Cen-
4 ter for Devices and Radiological Health and for related
5 field activities in the Office of Regulatory Affairs; (6)
6 \$65,531,000 shall be for the National Center for Toxi-
7 cological Research; (7) \$662,043,000 shall be for the Cen-
8 ter for Tobacco Products and for related field activities
9 in the Office of Regulatory Affairs; (8) not to exceed
10 \$174,751,000 shall be for Rent and Related activities, of
11 which \$50,987,000 is for White Oak Consolidation, other
12 than the amounts paid to the General Services Adminis-
13 tration for rent; (9) not to exceed \$240,887,000 shall be
14 for payments to the General Services Administration for
15 rent; and (10) \$420,206,000 shall be for other activities,
16 including the Office of the Commissioner of Food and
17 Drugs, the Office of Foods and Veterinary Medicine, the
18 Office of Medical and Tobacco Products, the Office of
19 Global and Regulatory Policy, the Office of Operations,
20 the Office of the Chief Scientist, and central services for
21 these offices: *Provided further*, That not to exceed \$25,000
22 of this amount shall be for official reception and represen-
23 tation expenses, not otherwise provided for, as determined
24 by the Commissioner: *Provided further*, That any transfer
25 of funds pursuant to section 770(n) of the Federal Food,

1 Drug, and Cosmetic Act (21 U.S.C. 379dd(n)) shall only
2 be from amounts made available under this heading for
3 other activities: *Provided further*, That of the amounts
4 that are made available under this heading for “other ac-
5 tivities”, and that are not derived from user fees,
6 \$1,500,000 shall be transferred to and merged with the
7 appropriation for “Department of Health and Human
8 Services—Office of Inspector General” for oversight of the
9 programs and operations of the Food and Drug Adminis-
10 tration and shall be in addition to funds otherwise made
11 available for oversight of the Food and Drug Administra-
12 tion: *Provided further*, That funds may be transferred
13 from one specified activity to another with the prior ap-
14 proval of the Committees on Appropriations of both
15 Houses of Congress.

16 In addition, mammography user fees authorized by
17 42 U.S.C. 263b, export certification user fees authorized
18 by 21 U.S.C. 381, priority review user fees authorized by
19 21 U.S.C. 360n and 360ff, food and feed recall fees, food
20 reinspection fees, and voluntary qualified importer pro-
21 gram fees authorized by 21 U.S.C. 379j–31, outsourcing
22 facility fees authorized by 21 U.S.C. 379j–62, prescription
23 drug wholesale distributor licensing and inspection fees
24 authorized by 21 U.S.C. 353(e)(3), third-party logistics
25 provider licensing and inspection fees authorized by 21

1 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized
2 by 21 U.S.C. 384d(c)(8), and medical countermeasure pri-
3 ority review voucher user fees authorized by 21 U.S.C.
4 360bbb–4a, shall be credited to this account, to remain
5 available until expended.

6 BUILDINGS AND FACILITIES

7 For plans, construction, repair, improvement, exten-
8 sion, alteration, demolition, and purchase of fixed equip-
9 ment or facilities of or used by the Food and Drug Admin-
10 istration, where not otherwise provided, \$11,788,000, to
11 remain available until expended.

12 FDA INNOVATION ACCOUNT, CURES ACT

13 For necessary expenses to carry out the purposes de-
14 scribed under section 1002(b)(4) of the 21st Century
15 Cures Act, in addition to amounts available for such pur-
16 poses under the heading “Salaries and Expenses”,
17 \$70,000,000, to remain available until expended: *Pro-*
18 *vided*, That amounts appropriated in this paragraph are
19 appropriated pursuant to section 1002(b)(3) of the 21st
20 Century Cures Act, are to be derived from amounts trans-
21 ferred under section 1002(b)(2)(A) of such Act, and may
22 be transferred by the Commissioner of Food and Drugs
23 to the appropriation for “Department of Health and
24 Human Services—Food and Drug Administration—Sala-
25 ries and Expenses” solely for the purposes provided in

1 such Act: *Provided further*, That upon a determination by
2 the Commissioner that funds transferred pursuant to the
3 previous proviso are not necessary for the purposes pro-
4 vided, such amounts may be transferred back to the ac-
5 count: *Provided further*, That such transfer authority is
6 in addition to any other transfer authority provided by
7 law.

8 INDEPENDENT AGENCY

9 FARM CREDIT ADMINISTRATION

10 LIMITATION ON ADMINISTRATIVE EXPENSES

11 Not to exceed \$74,600,000 (from assessments col-
12 lected from farm credit institutions, including the Federal
13 Agricultural Mortgage Corporation) shall be obligated
14 during the current fiscal year for administrative expenses
15 as authorized under 12 U.S.C. 2249: *Provided*, That this
16 limitation shall not apply to expenses associated with re-
17 ceiverships: *Provided further*, That the agency may exceed
18 this limitation by up to 10 percent with notification to the
19 Committees on Appropriations of both Houses of Con-
20 gress.

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TITLE VII

GENERAL PROVISIONS

(INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

SEC. 701. Within the unit limit of cost fixed by law, appropriations and authorizations made for the Department of Agriculture for the current fiscal year under this Act shall be available for the purchase, in addition to those specifically provided for, of not to exceed 71 passenger motor vehicles of which 68 shall be for replacement only, and for the hire of such vehicles: *Provided*, That notwithstanding this section, the only purchase of new passenger vehicles shall be for those determined by the Secretary to be necessary for transportation safety, to reduce operational costs, and for the protection of life, property, and public safety.

SEC. 702. Notwithstanding any other provision of this Act, the Secretary of Agriculture may transfer unobligated balances of discretionary funds appropriated by this Act or any other available unobligated discretionary balances that are remaining available of the Department of Agriculture to the Working Capital Fund for the acquisition of plant and capital equipment necessary for the delivery of financial, administrative, and information technology services of primary benefit to the agencies of the Department of Agriculture, such transferred funds to re-

1 main available until expended: *Provided*, That none of the
2 funds made available by this Act or any other Act shall
3 be transferred to the Working Capital Fund without the
4 prior approval of the agency administrator: *Provided fur-*
5 *ther*, That none of the funds transferred to the Working
6 Capital Fund pursuant to this section shall be available
7 for obligation without written notification to and the prior
8 approval of the Committees on Appropriations of both
9 Houses of Congress: *Provided further*, That none of the
10 funds appropriated by this Act or made available to the
11 Department's Working Capital Fund shall be available for
12 obligation or expenditure to make any changes to the De-
13 partment's National Finance Center without written noti-
14 fication to and prior approval of the Committees on Ap-
15 propriations of both Houses of Congress as required by
16 section 717 of this Act: *Provided further*, That none of
17 the funds appropriated by this Act or made available to
18 the Department's Working Capital Fund shall be available
19 for obligation or expenditure to initiate, plan, develop, im-
20 plement, or make any changes to remove or relocate any
21 systems, missions, or functions of the offices of the Chief
22 Financial Officer or any personnel from the National Fi-
23 nance Center prior to written notification to and prior ap-
24 proval of the Committee on Appropriations of both Houses
25 of Congress and in accordance with the requirements of

1 section 717 of this Act: *Provided further*, That the Sec-
2 retary of Agriculture and the offices of the Chief Financial
3 Officer shall actively market to existing and new Depart-
4 ments and other government agencies National Finance
5 Center shared services including, but not limited to, pay-
6 roll, financial management, and human capital shared
7 services and allow the National Finance Center to perform
8 technology upgrades: *Provided further*, That of annual in-
9 come amounts in the Working Capital Fund of the De-
10 partment of Agriculture attributable to the amounts in ex-
11 cess of the true costs of the shared services provided by
12 the National Finance Center and budgeted for the Na-
13 tional Finance Center, the Secretary shall reserve not
14 more than 4 percent for the replacement or acquisition
15 of capital equipment, including equipment for the improve-
16 ment, delivery, and implementation of financial, adminis-
17 trative, and information technology services, and other
18 systems of the National Finance Center or to pay any un-
19 foreseen, extraordinary cost of the National Finance Cen-
20 ter: *Provided further*, That none of the amounts reserved
21 shall be available for obligation unless the Secretary sub-
22 mits written notification of the obligation to the Commit-
23 tees on Appropriations of both Houses of Congress: *Pro-*
24 *vided further*, That the limitations on the obligation of
25 funds pending notification to Congressional Committees

1 shall not apply to any obligation that, as determined by
2 the Secretary, is necessary to respond to a declared state
3 of emergency that significantly impacts the operations of
4 the National Finance Center; or to evacuate employees of
5 the National Finance Center to a safe haven to continue
6 operations of the National Finance Center.

7 SEC. 703. No part of any appropriation contained in
8 this Act shall remain available for obligation beyond the
9 current fiscal year unless expressly so provided herein.

10 SEC. 704. No funds appropriated by this Act may be
11 used to pay negotiated indirect cost rates on cooperative
12 agreements or similar arrangements between the United
13 States Department of Agriculture and nonprofit institu-
14 tions in excess of 10 percent of the total direct cost of
15 the agreement when the purpose of such cooperative ar-
16 rangements is to carry out programs of mutual interest
17 between the two parties. This does not preclude appro-
18 priate payment of indirect costs on grants and contracts
19 with such institutions when such indirect costs are com-
20 puted on a similar basis for all agencies for which appro-
21 priations are provided in this Act.

22 SEC. 705. 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 disburse obligations made in the current

1 fiscal year for the following accounts: the Rural Develop-
2 ment Loan Fund program account, the Rural Electrifica-
3 tion and Telecommunication Loans program account, and
4 the Rural Housing Insurance Fund program account.

5 SEC. 706. None of the funds made available to the
6 Department of Agriculture by this Act may be used to ac-
7 quire new information technology systems or significant
8 upgrades, as determined by the Office of the Chief Infor-
9 mation Officer, without the approval of the Chief Informa-
10 tion Officer and the concurrence of the Executive Informa-
11 tion Technology Investment Review Board: *Provided*, That
12 notwithstanding any other provision of law, none of the
13 funds appropriated or otherwise made available by this
14 Act may be transferred to the Office of the Chief Informa-
15 tion Officer without written notification to and the prior
16 approval of the Committees on Appropriations of both
17 Houses of Congress: *Provided further*, That, notwith-
18 standing section 11319 of title 40, United States Code,
19 none of the funds available to the Department of Agri-
20 culture for information technology shall be obligated for
21 projects, contracts, or other agreements over \$25,000
22 prior to receipt of written approval by the Chief Informa-
23 tion Officer: *Provided further*, That the Chief Information
24 Officer may authorize an agency to obligate funds without
25 written approval from the Chief Information Officer for

1 projects, contracts, or other agreements up to \$250,000
2 based upon the performance of an agency measured
3 against the performance plan requirements described in
4 the explanatory statement accompanying Public Law 113–
5 235.

6 SEC. 707. Funds made available under section 524(b)
7 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in
8 the current fiscal year shall remain available until ex-
9 pended to disburse obligations made in the current fiscal
10 year.

11 SEC. 708. Notwithstanding any other provision of
12 law, any former RUS borrower that has repaid or prepaid
13 an insured, direct or guaranteed loan under the Rural
14 Electrification Act of 1936, or any not-for-profit utility
15 that is eligible to receive an insured or direct loan under
16 such Act, shall be eligible for assistance under section
17 313(b)(2)(B) of such Act in the same manner as a bor-
18 rower under such Act.

19 SEC. 709. Except as otherwise specifically provided
20 by law, not more than \$20,000,000 in unobligated bal-
21 ances from appropriations made available for salaries and
22 expenses in this Act for the Farm Service Agency shall
23 remain available through September 30, 2020, for infor-
24 mation technology expenses: *Provided*, That except as oth-
25 erwise specifically provided by law, unobligated balances

1 from appropriations made available for salaries and ex-
2 penses in this Act for the Rural Development mission area
3 shall remain available through September 30, 2020, for
4 information technology expenses.

5 SEC. 710. None of the funds appropriated or other-
6 wise made available by this Act may be used for first-class
7 travel by the employees of agencies funded by this Act in
8 contravention of sections 301–10.122 through 301–10.124
9 of title 41, Code of Federal Regulations.

10 SEC. 711. In the case of each program established
11 or amended by the Agricultural Act of 2014 (Public Law
12 113–79), other than by title I or subtitle A of title III
13 of such Act, or programs for which indefinite amounts
14 were provided in that Act, that is authorized or required
15 to be carried out using funds of the Commodity Credit
16 Corporation—

17 (1) such funds shall be available for salaries
18 and related administrative expenses, including tech-
19 nical assistance, associated with the implementation
20 of the program, without regard to the limitation on
21 the total amount of allotments and fund transfers
22 contained in section 11 of the Commodity Credit
23 Corporation Charter Act (15 U.S.C. 714i); and

24 (2) the use of such funds for such purpose shall
25 not be considered to be a fund transfer or allotment

1 for purposes of applying the limitation on the total
2 amount of allotments and fund transfers contained
3 in such section.

4 SEC. 712. Of the funds made available by this Act,
5 not more than \$2,900,000 shall be used to cover necessary
6 expenses of activities related to all advisory committees,
7 panels, commissions, and task forces of the Department
8 of Agriculture, except for panels used to comply with nego-
9 tiated rule makings and panels used to evaluate competi-
10 tively awarded grants.

11 SEC. 713. None of the funds in this Act shall be avail-
12 able to pay indirect costs charged against any agricultural
13 research, education, or extension grant awards issued by
14 the National Institute of Food and Agriculture that exceed
15 30 percent of total Federal funds provided under each
16 award: *Provided*, That notwithstanding section 1462 of
17 the National Agricultural Research, Extension, and
18 Teaching Policy Act of 1977 (7 U.S.C. 3310), funds pro-
19 vided by this Act for grants awarded competitively by the
20 National Institute of Food and Agriculture shall be avail-
21 able to pay full allowable indirect costs for each grant
22 awarded under section 9 of the Small Business Act (15
23 U.S.C. 638).

24 SEC. 714. (a) None of the funds made available in
25 this Act may be used to maintain or establish a computer

1 network unless such network blocks the viewing,
2 downloading, and exchanging of pornography.

3 (b) Nothing in subsection (a) shall limit the use of
4 funds necessary for any Federal, State, tribal, or local law
5 enforcement agency or any other entity carrying out crimi-
6 nal investigations, prosecution, or adjudication activities.

7 SEC. 715. Notwithstanding subsection (b) of section
8 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
9 section referred to as “section 14222”), none of the funds
10 appropriated or otherwise made available by this or any
11 other Act shall be used to pay the salaries and expenses
12 of personnel to carry out a program under section 32 of
13 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
14 referred to as “section 32”) in excess of \$1,299,600,000
15 (exclusive of carryover appropriations from prior fiscal
16 years), as follows: Child Nutrition Programs Entitlement
17 Commodities—\$485,000,000; State Option Contracts—
18 \$5,000,000; Removal of Defective Commodities—
19 \$2,500,000; Administration of Section 32 Commodity
20 Purchases—\$35,853,000: *Provided*, That of the total
21 funds made available in the matter preceding this proviso
22 that remain unobligated on October 1, 2019, such unobli-
23 gated balances shall carryover into fiscal year 2020 and
24 shall remain available until expended for any of the pur-
25 poses of section 32, except that any such carryover funds

1 used in accordance with clause (3) of section 32 may not
2 exceed \$350,000,000 and may not be obligated until the
3 Secretary of Agriculture provides written notification of
4 the expenditures to the Committees on Appropriations of
5 both Houses of Congress at least two weeks in advance:
6 *Provided further*, That, with the exception of any available
7 carryover funds authorized in any prior appropriations Act
8 to be used for the purposes of clause (3) of section 32,
9 none of the funds appropriated or otherwise made avail-
10 able by this or any other Act shall be used to pay the
11 salaries or expenses of any employee of the Department
12 of Agriculture to carry out clause (3) of section 32.

13 SEC. 716. None of the funds appropriated by this or
14 any other Act shall be used to pay the salaries and ex-
15 penses of personnel who prepare or submit appropriations
16 language as part of the President's budget submission to
17 the Congress for programs under the jurisdiction of the
18 Appropriations Subcommittees on Agriculture, Rural De-
19 velopment, Food and Drug Administration, and Related
20 Agencies that assumes revenues or reflects a reduction
21 from the previous year due to user fees proposals that
22 have not been enacted into law prior to the submission
23 of the budget unless such budget submission identifies
24 which additional spending reductions should occur in the
25 event the user fees proposals are not enacted prior to the

1 date of the convening of a committee of conference for
2 the fiscal year 2020 appropriations Act.

3 SEC. 717. (a) None of the funds provided by this Act,
4 or provided by previous appropriations Acts to the agen-
5 cies funded by this Act that remain available for obligation
6 or expenditure in the current fiscal year, or provided from
7 any accounts in the Treasury derived by the collection of
8 fees available to the agencies funded by this Act, shall be
9 available for obligation or expenditure through a re-
10 programming, transfer of funds, or reimbursements as au-
11 thorized by the Economy Act, or in the case of the Depart-
12 ment of Agriculture, through use of the authority provided
13 by section 702(b) of the Department of Agriculture Or-
14 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
15 Law 89–106 (7 U.S.C. 2263), that—

- 16 (1) creates new programs;
- 17 (2) eliminates a program, project, or activity;
- 18 (3) increases funds or personnel by any means
19 for any project or activity for which funds have been
20 denied or restricted;
- 21 (4) relocates an office or employees;
- 22 (5) reorganizes offices, programs, or activities;
- 23 or
- 24 (6) contracts out or privatizes any functions or
25 activities presently performed by Federal employees;

1 unless the Secretary of Agriculture, or the Secretary of
2 Health and Human Services (as the case may be) notifies
3 in writing and receives approval from the Committees on
4 Appropriations of both Houses of Congress at least 30
5 days in advance of the reprogramming of such funds or
6 the use of such authority.

7 (b) None of the funds provided by this Act, or pro-
8 vided by previous Appropriations Acts to the agencies
9 funded by this Act that remain available for obligation or
10 expenditure in the current fiscal year, or provided from
11 any accounts in the Treasury derived by the collection of
12 fees available to the agencies funded by this Act, shall be
13 available for obligation or expenditure for activities, pro-
14 grams, or projects through a reprogramming or use of the
15 authorities referred to in subsection (a) involving funds
16 in excess of \$500,000 or 10 percent, whichever is less,
17 that—

18 (1) augments existing programs, projects, or ac-
19 tivities;

20 (2) reduces by 10 percent funding for any exist-
21 ing program, project, or activity, or numbers of per-
22 sonnel by 10 percent as approved by Congress; or

23 (3) results from any general savings from a re-
24 duction in personnel which would result in a change
25 in existing programs, activities, or projects as ap-

1 proved by Congress; unless the Secretary of Agri-
2 culture or the Secretary of Health and Human Serv-
3 ices (as the case may be) notifies in writing and re-
4 ceives approval from the Committees on Appropria-
5 tions of both Houses of Congress at least 30 days
6 in advance of the reprogramming or transfer of such
7 funds or the use of such authority.

8 (c) The Secretary of Agriculture or the Secretary of
9 Health and Human Services shall notify in writing and
10 receive approval from the Committees on Appropriations
11 of both Houses of Congress before implementing any pro-
12 gram or activity not carried out during the previous fiscal
13 year unless the program or activity is funded by this Act
14 or specifically funded by any other Act.

15 (d) None of the funds provided by this Act, or pro-
16 vided by previous Appropriations Acts to the agencies
17 funded by this Act that remain available for obligation or
18 expenditure in the current fiscal year, or provided from
19 any accounts in the Treasury derived by the collection of
20 fees available to the agencies funded by this Act, shall be
21 available for—

22 (1) modifying major capital investments fund-
23 ing levels, including information technology systems,
24 that involves increasing or decreasing funds in the
25 current fiscal year for the individual investment in

1 excess of \$500,000 or 10 percent of the total cost,
2 whichever is less;

3 (2) realigning or reorganizing new, current, or
4 vacant positions or agency activities or functions to
5 establish a center, office, branch, or similar entity
6 with five or more personnel; or

7 (3) carrying out activities or functions that
8 were not described in the budget request; unless the
9 agencies funded by this Act notify, in writing, the
10 Committees on Appropriations of both Houses of
11 Congress at least 30 days in advance of using the
12 funds for these purposes.

13 (e) As described in this section, no funds may be used
14 for any activities unless the Secretary of Agriculture or
15 the Secretary of Health and Human Services receives from
16 the Committee on Appropriations of both Houses of Con-
17 gress written or electronic mail confirmation of receipt of
18 the notification as required in this section.

19 SEC. 718. Notwithstanding section 310B(g)(5) of the
20 Consolidated Farm and Rural Development Act (7 U.S.C.
21 1932(g)(5)), the Secretary may assess a one-time fee for
22 any guaranteed business and industry loan in an amount
23 that does not exceed 3 percent of the guaranteed principal
24 portion of the loan.

1 SEC. 719. None of the funds appropriated or other-
2 wise made available to the Department of Agriculture, the
3 Food and Drug Administration, or the Farm Credit Ad-
4 ministration shall be used to transmit or otherwise make
5 available reports, questions, or responses to questions that
6 are a result of information requested for the appropria-
7 tions hearing process to any non-Department of Agri-
8 culture, non-Department of Health and Human Services,
9 or non-Farm Credit Administration employee.

10 SEC. 720. Unless otherwise authorized by existing
11 law, none of the funds provided in this Act, may be used
12 by an executive branch agency to produce any pre-
13 packaged news story intended for broadcast or distribution
14 in the United States unless the story includes a clear noti-
15 fication within the text or audio of the prepackaged news
16 story that the prepackaged news story was prepared or
17 funded by that executive branch agency.

18 SEC. 721. No employee of the Department of Agri-
19 culture may be detailed or assigned from an agency or
20 office funded by this Act or any other Act to any other
21 agency or office of the Department for more than 60 days
22 in a fiscal year unless the individual's employing agency
23 or office is fully reimbursed by the receiving agency or
24 office for the salary and expenses of the employee for the
25 period of assignment.

1 SEC. 722. There is hereby appropriated \$2,000,000
2 for a pilot program to provide competitive grants to State
3 departments of agriculture, State cooperative extension
4 services, and nonprofit organizations to carry out pro-
5 grams to address farmer stress and suicide.

6 SEC. 723. Not later than 30 days after the date of
7 enactment of this Act, the Secretary of Agriculture, the
8 Commissioner of the Food and Drug Administration, and
9 the Chairman of the Farm Credit Administration shall
10 submit to the Committees on Appropriations of both
11 Houses of Congress a detailed spending plan by program,
12 project, and activity for all the funds made available under
13 this Act including appropriated user fees, as defined in
14 the report accompanying this Act.

15 SEC. 724. Of the unobligated balances from amounts
16 made available for the supplemental nutrition program as
17 authorized by section 17 of the Child Nutrition Act of
18 1966 (42 U.S.C. 1786), \$400,000,000 are hereby re-
19 scinded.

20 SEC. 725. The Secretary shall continue an inter-
21 mediary loan packaging program based on the pilot pro-
22 gram in effect for fiscal year 2013 for packaging and re-
23 viewing section 502 single family direct loans. The Sec-
24 retary shall continue agreements with current inter-
25 mediary organizations and with additional qualified inter-

1 intermediary organizations. The Secretary shall work with
2 these organizations to increase effectiveness of the section
3 502 single family direct loan program in rural commu-
4 nities and shall set aside and make available from the na-
5 tional reserve section 502 loans an amount necessary to
6 support the work of such intermediaries and provide a pri-
7 ority for review of such loans.

8 SEC. 726. For loans and loan guarantees that do not
9 require budget authority and the program level has been
10 established in this Act, the Secretary of Agriculture may
11 increase the program level for such loans and loan guaran-
12 tees by not more than 25 percent: *Provided*, That prior
13 to the Secretary implementing such an increase, the Sec-
14 retary notifies, in writing, the Committees on Appropria-
15 tions of both Houses of Congress at least 15 days in ad-
16 vance.

17 SEC. 727. None of the credit card refunds or rebates
18 transferred to the Working Capital Fund pursuant to sec-
19 tion 729 of the Agriculture, Rural Development, Food and
20 Drug Administration, and Related Agencies Appropria-
21 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107-76)
22 shall be available for obligation without written notifica-
23 tion to, and the prior approval of, the Committees on Ap-
24 propriations of both Houses of Congress: *Provided*, That
25 the refunds or rebates so transferred shall be available for

1 obligation only for the acquisition of plant and capital
2 equipment necessary for the delivery of financial, adminis-
3 trative, and information technology services of primary
4 benefit to the agencies of the Department of Agriculture.

5 SEC. 728. None of the funds made available by this
6 Act may be used to implement, administer, or enforce the
7 “variety” requirements of the final rule entitled “Enhanc-
8 ing Retailer Standards in the Supplemental Nutrition As-
9 sistance Program (SNAP)” published by the Department
10 of Agriculture in the Federal Register on December 15,
11 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-
12 culture amends the definition of the term “variety” as de-
13 fined in section 278.1(b)(1)(ii)(C) of title 7, Code of Fed-
14 eral Regulations, and “variety” as applied in the definition
15 of the term “staple food” as defined in section 271.2 of
16 title 7, Code of Federal Regulations, to increase the num-
17 ber of items that qualify as acceptable varieties in each
18 staple food category so that the total number of such items
19 in each staple food category exceeds the number of such
20 items in each staple food category included in the final
21 rule as published on December 15, 2016: *Provided*, That
22 until the Secretary promulgates such regulatory amend-
23 ments, the Secretary shall apply the requirements regard-
24 ing acceptable varieties and breadth of stock to Supple-
25 mental Nutrition Assistance Program retailers that were

1 in effect on the day before the date of the enactment of
2 the Agricultural Act of 2014 (Public Law 113–79).

3 SEC. 729. None of the funds made available by this
4 Act or any other Act may be used—

5 (1) in contravention of section 7606 of the Ag-
6 ricultural Act of 2014 (7 U.S.C. 5940); or

7 (2) to prohibit the transportation, processing,
8 sale, or use of industrial hemp, or seeds of such
9 plant, that is grown or cultivated in accordance with
10 subsection section 7606 of the Agricultural Act of
11 2014, within or outside the State in which the indus-
12 trial hemp is grown or cultivated.

13 SEC. 730. Funds provided by this or any prior Appro-
14 priations Act for the Agriculture and Food Research Ini-
15 tiative under 7 U.S.C. 450i(b) shall be made available
16 without regard to section 7128 of the Agricultural Act of
17 2014 (7 U.S.C. 3371 note), under the matching require-
18 ments in laws in effect on the date before the date of en-
19 actment of such section: *Provided*, That the requirements
20 of 7 U.S.C. 450i(b)(9) shall continue to apply.

21 SEC. 731. In carrying out subsection (h) of section
22 502 of the Housing Act of 1949 (42 U.S.C. 1472), the
23 Secretary of Agriculture shall have the same authority
24 with respect to loans guaranteed under such section and
25 eligible lenders for such loans as the Secretary has under

1 subsections (h) and (j) of section 538 of such Act (42
2 U.S.C. 1490p-2) with respect to loans guaranteed under
3 such section 538 and eligible lenders for such loans.

4 SEC. 732. None of the funds made available by this
5 Act may be used to propose, promulgate, or implement
6 any rule, or take any other action with respect to, allowing
7 or requiring information intended for a prescribing health
8 care professional, in the case of a drug or biological prod-
9 uct subject to section 503(b)(1) of the Federal Food,
10 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-
11 tributed to such professional electronically (in lieu of in
12 paper form) unless and until a Federal law is enacted to
13 allow or require such distribution.

14 SEC. 733. None of the funds made available by this
15 Act may be used to notify a sponsor or otherwise acknowl-
16 edge receipt of a submission for an exemption for inves-
17 tigational use of a drug or biological product under section
18 505(i) of the Federal Food, Drug, and Cosmetic Act (21
19 U.S.C. 355(i)) or section 351(a)(3) of the Public Health
20 Service Act (42 U.S.C. 262(a)(3)) in research in which
21 a human embryo is intentionally created or modified to
22 include a heritable genetic modification. Any such submis-
23 sion shall be deemed to have not been received by the Sec-
24 retary, and the exemption may not go into effect.

1 SEC. 734. None of the funds made available by this
2 or any other Act may be used to carry out the final rule
3 promulgated by the Food and Drug Administration and
4 put into effect November 16, 2015, in regards to the haz-
5 ard analysis and risk-based preventive control require-
6 ments of the current good manufacturing practice, hazard
7 analysis, and risk-based preventive controls for food for
8 animals rule with respect to the regulation of the produc-
9 tion, distribution, sale, or receipt of dried spent grain by-
10 products of the alcoholic beverage production process.

11 SEC. 735. There is hereby appropriated \$1,996,000
12 to carry out section 1621 of Public Law 110–246.

13 SEC. 736. No partially hydrogenated oils as defined
14 in the order published by the Food and Drug Administra-
15 tion in the Federal Register on June 17, 2015 (80 Fed.
16 Reg. 34650 et seq.) shall be deemed unsafe within the
17 meaning of section 409(a) of the Federal Food, Drug, and
18 Cosmetic Act (21 U.S.C. 348(a)) and no food that is intro-
19 duced or delivered for introduction into interstate com-
20 merce that bears or contains a partially hydrogenated oil
21 shall be deemed adulterated under sections 402(a)(1) or
22 402(a)(2)(C)(i) of this Act by virtue of bearing or con-
23 taining a partially hydrogenated oil until the compliance
24 date as specified in such order (June 18, 2018).

1 SEC. 737. There is hereby appropriated \$10,000,000,
2 to remain available until expended, to carry out section
3 6407 of the Farm Security and Rural Investment Act of
4 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may
5 allow eligible entities to offer loans to customers in any
6 part of their service territory and to offer loans to replace
7 a manufactured housing unit with another manufactured
8 housing unit, if replacement would be more cost effective
9 in saving energy.

10 SEC. 738. For fiscal years 2019 through 2025, the
11 Administrators of the Agricultural Research Service and
12 the Animal and Plant Health Inspection Service may
13 make not to exceed 50 appointments in any fiscal year
14 for employees of such agencies at the National Bio- and
15 Agro-defense Facility (NBAF) in Manhattan, Kansas:
16 *Provided*, That such appointments may be made in the
17 manner provided by 7 U.S.C. 7657(b)(4)(A)(i-v): *Provided*
18 *further*, That such appointments may be made at a rate
19 of basic pay that exceeds the rate payable for such posi-
20 tions under the General Schedule or the Executive Sched-
21 ule, or other applicable schedule, as appropriate.

22 SEC. 739. There is hereby appropriated \$1,000,000
23 for the Secretary to carry out a pilot program that pro-
24 vides forestry inventory analysis, forest management and
25 economic outcomes modelling for certain currently en-

1 rolled Conservation Reserve Program participants. The
2 Secretary shall allow the Commodity Credit Corporation
3 to enter into agreements with and provide grants to quali-
4 fied non-profit organizations dedicated to conservation,
5 forestry and wildlife habitats, that also have experience in
6 conducting accurate forest inventory analysis through the
7 use of advanced, cost-effective technology. The Secretary
8 shall focus the analysis on lands enrolled for at least eight
9 years and located in areas with a substantial concentration
10 of acres enrolled under conservation practices devoted to
11 multiple bottomland hardwood tree species including
12 CP03, CP03A, CP11, CP22, CP31 and CP40.

13 SEC. 740. During fiscal year 2019, the Food and
14 Drug Administration shall not allow the introduction or
15 delivery for introduction into interstate commerce of any
16 food that contains genetically engineered salmon until the
17 FDA publishes final labeling guidelines for informing con-
18 sumers of such content.

19 SEC. 741. In addition to amounts otherwise made
20 available by this Act and notwithstanding the last sentence
21 of 16 U.S.C. 1310, there is appropriated \$4,000,000, to
22 remain available until expended, to implement non-renew-
23 able agreements on eligible lands, including flooded agri-
24 cultural lands, as determined by the Secretary, under the
25 Water Bank Act (16 U.S.C. 1301–1311).

1 SEC. 742. (a)(1) No Federal funds made available for
2 this fiscal year for the rural water, waste water, waste dis-
3 posal, and solid waste management programs authorized
4 by sections 306, 306A, 306C, 306D, 306E, and 310B of
5 the Consolidated Farm and Rural Development Act (7
6 U.S.C. 1926 et seq.) shall be used for a project for the
7 construction, alteration, maintenance, or repair of a public
8 water or wastewater system unless all of the iron and steel
9 products used in the project are produced in the United
10 States.

11 (2) In this section, the term “iron and steel products”
12 means the following products made primarily of iron or
13 steel: lined or unlined pipes and fittings, manhole covers
14 and other municipal castings, hydrants, tanks, flanges,
15 pipe clamps and restraints, valves, structural steel, rein-
16 forced precast concrete, and construction materials.

17 (b) Subsection (a) shall not apply in any case or cat-
18 egory of cases in which the Secretary of Agriculture (in
19 this section referred to as the “Secretary”) or the designee
20 of the Secretary finds that—

21 (1) applying subsection (a) would be incon-
22 sistent with the public interest;

23 (2) iron and steel products are not produced in
24 the United States in sufficient and reasonably avail-
25 able quantities or of a satisfactory quality; or

1 (3) inclusion of iron and steel products pro-
2 duced in the United States will increase the cost of
3 the overall project by more than 25 percent.

4 (c) If the Secretary or the designee receives a request
5 for a waiver under this section, the Secretary or the des-
6 ignee shall make available to the public on an informal
7 basis a copy of the request and information available to
8 the Secretary or the designee concerning the request, and
9 shall allow for informal public input on the request for
10 at least 15 days prior to making a finding based on the
11 request. The Secretary or the designee shall make the re-
12 quest and accompanying information available by elec-
13 tronic means, including on the official public Internet Web
14 site of the Department.

15 (d) This section shall be applied in a manner con-
16 sistent with United States obligations under international
17 agreements.

18 (e) The Secretary may retain up to 0.25 percent of
19 the funds appropriated in this Act for “Rural Utilities
20 Service—Rural Water and Waste Disposal Program Ac-
21 count” for carrying out the provisions described in sub-
22 section (a)(1) for management and oversight of the re-
23 quirements of this section.

24 (f) Subsection (a) shall not apply with respect to a
25 project for which the engineering plans and specifications

1 include use of iron and steel products otherwise prohibited
2 by such subsection if the plans and specifications have re-
3 ceived required approvals from State agencies prior to the
4 date of enactment of this Act.

5 (g) For purposes of this section, the terms “United
6 States” and “State” shall include each of the several
7 States, the District of Columbia, and each federally recog-
8 nized Indian tribe.

9 SEC. 743. The Secretary shall set aside for Rural
10 Economic Area Partnership (REAP) Zones, until August
11 15, 2019, an amount of funds made available in title III
12 under the headings of Rural Housing Insurance Fund
13 Program Account, Mutual and Self-Help Housing Grants,
14 Rural Housing Assistance Grants, Rural Community Fa-
15 cilities Program Account, Rural Business Program Ac-
16 count, Rural Development Loan Fund Program Account,
17 and Rural Water and Waste Disposal Program Account,
18 equal to the amount obligated in REAP Zones with re-
19 spect to funds provided under such headings in the most
20 recent fiscal year any such funds were obligated under
21 such headings for REAP Zones.

22 SEC. 744. For the purposes of determining eligibility
23 or level of program assistance for Rural Development pro-
24 grams the Secretary shall not include incarcerated prison
25 populations.

1 SEC. 745. There is hereby appropriated \$1,000,000,
2 to remain available until expended, for a pilot program
3 for the Secretary to provide grants to qualified non-profit
4 organizations and public housing authorities to provide
5 technical assistance, including financial and legal services,
6 to RHS multi-family housing borrowers to facilitate the
7 acquisition of RHS multi-family housing properties in
8 areas where the Secretary determines a risk of loss of af-
9 fordable housing, by non-profit housing organizations and
10 public housing authorities as authorized by law that com-
11 mit to keep such properties in the RHS multi-family hous-
12 ing program for a period of time as determined by the
13 Secretary.

14 SEC. 746. None of the funds appropriated by this Act
15 may be used in any way, directly or indirectly, to influence
16 congressional action on any legislation or appropriation
17 matters pending before Congress, other than to commu-
18 nicate to Members of Congress as described in 18 U.S.C.
19 1913.

20 SEC. 747. (a) The Secretary of Agriculture (referred
21 to in this section as the “Secretary”) shall carry out a
22 pilot program during fiscal year 2019 with respect to the
23 2018 crop year for county-level agriculture risk coverage
24 payments under section 1117(b)(1) of the Agricultural Act
25 of 2014 (7 U.S.C. 9017(b)(1)), that provides all or some

1 of the State Farm Service Agency offices in each State
2 the opportunity to provide agricultural producers in the
3 State a supplemental payment described in subsection (c)
4 based on the alternate calculation method described in
5 subsection (b) for 1 or more counties in a State if the
6 office for that State determines that the alternate calcula-
7 tion method is necessary to ensure that, to the maximum
8 extent practicable, there are not significant yield calcula-
9 tion disparities between comparable counties in the State.

10 (b) The alternate calculation method referred to in
11 subsection (a) is a method of calculating the actual yield
12 for the 2018 crop year for county-level agriculture risk
13 coverage payments under section 1117(b)(1) of the Agri-
14 cultural Act of 2014 (7 U.S.C. 9017(b)(1)), under
15 which—

16 (1) county data of the National Agricultural
17 Statistics Service (referred to in this section as
18 “NASS data”) is used for the calculations;

19 (2) if there is insufficient NASS data for a
20 county (as determined under standards of the Sec-
21 retary in effect as of the date of enactment of this
22 Act) or the available NASS data produces a sub-
23 stantially disparate result, the calculation of the
24 county yield is determined using comparable contig-

1 uous county NASS data as determined by the Farm
2 Service Agency office in the applicable State; and

3 (3) if there is insufficient NASS data for a
4 comparable contiguous county (as determined under
5 standards of the Secretary in effect as of the date
6 of enactment of this Act), the calculation of the
7 county yield is determined using reliable yield data
8 from other sources, such as Risk Management Agen-
9 cy data, National Agricultural Statistics Service dis-
10 trict data, National Agricultural Statistics Service
11 State yield data, or other data as determined by the
12 Farm Service Agency office in the applicable State.

13 (c)(1) A supplemental payment made under the pilot
14 program established under this section may be made to
15 an agricultural producer who is subject to the alternate
16 calculation method described in subsection (b) if that agri-
17 cultural producer would otherwise receive a county-level
18 agriculture risk coverage payment for the 2018 crop year
19 in an amount that is less than the payment that the agri-
20 cultural producer would receive under the alternate cal-
21 culation method.

22 (2) The amount of a supplemental payment to an ag-
23 ricultural producer under this section may not exceed the
24 difference between—

1 (A) the payment that the agricultural producer
2 would have received without the alternate calculation
3 method described in subsection (b); and

4 (B) the payment that the agricultural producer
5 would receive using the alternate calculation method.

6 (d)(1) There is appropriated to the Secretary, out of
7 funds of the Treasury not otherwise appropriated,
8 \$5,000,000, to remain available until September 30, 2020,
9 to carry out the pilot program described in this section.

10 (2) Of the funds appropriated, the Secretary shall use
11 not more than \$5,000,000 to carry out the pilot program
12 described in this section.

13 (e)(1) To the maximum extent practicable, the Sec-
14 retary shall select States to participate in the pilot pro-
15 gram under this section so the cost of the pilot program
16 equals the amount provided under subsection (d).

17 (2) To the extent that the cost of the pilot program
18 exceeds the amount made available, the Secretary shall re-
19 duce all payments under the pilot program on a pro rata
20 basis.

21 (f) Nothing in this section affects the calculation of
22 actual yield for purposes of county-level agriculture risk
23 coverage payments under section 1117(b)(1) of the Agri-
24 cultural Act of 2014 (7 U.S.C. 9017(b)(1)) other than

1 payments made in accordance with the pilot program
2 under this section.

3 (g) A calculation of actual yield made using the alter-
4 nate calculation method described in subsection (b) shall
5 not be used as a basis for any agriculture risk coverage
6 payment determinations under section 1117 of the Agri-
7 cultural Act of 2014 (7 U.S.C. 9017) other than for pur-
8 poses of the pilot program under this section.

9 SEC. 748. The Secretary of Agriculture and the Sec-
10 retary's designees are hereby granted the same access to
11 information and subject to the same requirements applica-
12 ble to the Secretary of Housing and Urban Development
13 as provided in section 453 of the Social Security Act (42
14 U.S.C. 653) and section 6103(1)(7)(D)(ix) of the Internal
15 Revenue Code of 1986 (26 U.S.C. 1603(1)(7)(D)(ix)) to
16 verify the income for individuals participating in sections
17 502, 504, 521, and 542 of the Housing Act of 1949 (42
18 U.S.C. 1472, 1474, 1490a, and 1490r), notwithstanding
19 section 453(l)(1) of the Social Security Act.

20 SEC. 749. In addition to any other funds made avail-
21 able in this Act or any other Act, there is appropriated
22 \$5,000,000 to carry out section 18(g)(8) of the Richard
23 B. Russell National School Lunch Act (42 U.S.C.
24 1769(g)), to remain available until expended.

1 SEC. 750. None of the funds made available by this
2 Act may be used by the Food and Drug Administration
3 to develop, issue, promote, or advance any regulations ap-
4 plicable to food manufacturers for population-wide sodium
5 reduction actions or to develop, issue, promote or advance
6 final guidance applicable to food manufacturers for long
7 term population-wide sodium reduction actions until the
8 date on which a dietary reference intake report with re-
9 spect to sodium is completed.

10 SEC. 751. There is hereby appropriated \$1,000,000,
11 to remain available until September 30, 2020, for the cost
12 of loans and grants that is consistent with section 4206
13 of the Agricultural Act of 2014, for necessary expenses
14 of the Secretary to support projects that provide access
15 to healthy food in underserved areas, to create and pre-
16 serve quality jobs, and to revitalize low-income commu-
17 nities.

18 SEC. 752. For an additional amount for “Animal and
19 Plant Health Inspection Service—Salaries and Expenses”,
20 \$7,500,000, to remain available until September 30, 2020,
21 for one-time control and management and associated ac-
22 tivities directly related to the multiple-agency response to
23 citrus greening.

24 SEC. 753. None of the funds made available by this
25 or any other Act may be used to enforce the final rule

1 promulgated by the Food and Drug Administration enti-
2 tled “Standards for the Growing, Harvesting, Packing,
3 and Holding of Produce for Human Consumption,” and
4 published on November 27, 2015, with respect to the regu-
5 lation of the production, distribution, sale, or receipt of
6 grape varieties that are grown, harvested and used solely
7 for wine and receive commercial processing that ade-
8 quately reduces the presence of microorganisms of public
9 health significance.

10 SEC. 754. There is hereby appropriated \$20,000,000,
11 to remain available until expended, for an additional
12 amount for telemedicine and distance learning services in
13 rural areas, as authorized by 7 U.S.C 950aaa et seq., to
14 help address the opioid epidemic in rural America.

15 SEC. 755. There is hereby appropriated \$5,000,000,
16 to remain available until September 30, 2020, for a pilot
17 program for the National Institute of Food and Agri-
18 culture to provide grants to nonprofit organizations for
19 programs and services to establish and enhance farming
20 and ranching opportunities for military veterans.

21 SEC. 756. There is hereby appropriated
22 \$425,000,000, to remain available until expended, for an
23 additional amount for Sec. 779 of P.L. 115–141.

24 SEC. 757. For an additional amount for the cost of
25 direct loans and grants made under the “Rural Water and

1 Waste Disposal Program Account”, \$400,000,000, to re-
2 main available until expended.

3 SEC. 758. None of the funds made available by this
4 Act may be used to pay the salaries or expenses of per-
5 sonnel—

6 (1) to inspect horses under section 3 of the
7 Federal Meat Inspection Act (21 U.S.C. 603);

8 (2) to inspect horses under section 903 of the
9 Federal Agriculture Improvement and Reform Act of
10 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

11 (3) to implement or enforce section 352.19 of
12 title 9, Code of Federal Regulations (or a successor
13 regulation).

14 This Act may be cited as the “Agriculture, Rural De-
15 velopment, Food and Drug Administration, and Related
16 Agencies Appropriations Act, 2019”.

Calendar No. 438

115TH CONGRESS
2^D SESSION

S. 2976

[Report No. 115-259]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2019, and for other purposes.

MAY 24, 2018

Read twice and placed on the calendar