

# Union Calendar No. 374

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

# H. R. 5263

[Report No. 107-623]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2003, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2002

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

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## A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2003, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for Ag-  
5       riculture, Rural Development, Food and Drug Administra-

1 tion, and Related Agencies programs for the fiscal year  
2 ending September 30, 2003, and for other purposes,  
3 namely:

#### 4 TITLE I

#### 5 AGRICULTURAL PROGRAMS

#### 6 PRODUCTION, PROCESSING, AND MARKETING

#### 7 OFFICE OF THE SECRETARY

8 For necessary expenses of the Office of the Secretary  
9 of Agriculture, \$31,629,000, of which \$28,250,000, to re-  
10 main available until expended, is for building security and  
11 other terrorism prevention costs: *Provided*, That not to ex-  
12 ceed \$11,000 of this amount shall be available for official  
13 reception and representation expenses, not otherwise pro-  
14 vided for, as determined by the Secretary.

#### 15 EXECUTIVE OPERATIONS

#### 16 CHIEF ECONOMIST

17 For necessary expenses of the Chief Economist, in-  
18 cluding economic analysis, risk assessment, cost-benefit  
19 analysis, energy and new uses, and the functions of the  
20 World Agricultural Outlook Board, as authorized by the  
21 Agricultural Marketing Act of 1946 (7 U.S.C. 1622g),  
22 \$8,566,000.

#### 23 NATIONAL APPEALS DIVISION

24 For necessary expenses of the National Appeals Divi-  
25 sion, \$13,759,000.

## 1 OFFICE OF BUDGET AND PROGRAM ANALYSIS

2 For necessary expenses of the Office of Budget and  
3 Program Analysis, \$7,358,000.

## 4 OFFICE OF THE CHIEF INFORMATION OFFICER

5 For necessary expenses of the Office of the Chief In-  
6 formation Officer, \$15,251,000.

## 7 COMMON COMPUTING ENVIRONMENT

8 For necessary expenses to acquire a Common Com-  
9 puting Environment for the Natural Resources Conserva-  
10 tion Service, the Farm and Foreign Agricultural Service  
11 and Rural Development mission areas for information  
12 technology, systems, and services, \$133,155,000, to re-  
13 main available until expended, for the capital asset acqui-  
14 sition of shared information technology systems, including  
15 services as authorized by 7 U.S.C. 6915–16 and 40 U.S.C.  
16 1421–28: *Provided*, That obligation of these funds shall  
17 be consistent with the Department of Agriculture Service  
18 Center Modernization Plan of the county-based agencies,  
19 and shall be with the concurrence of the Department’s  
20 Chief Information Officer: *Provided further*, That these  
21 funds shall be available for obligation only upon the ap-  
22 pointment of the Chief Information Officer for the Depart-  
23 ment of Agriculture.

## 24 OFFICE OF THE CHIEF FINANCIAL OFFICER

25 For necessary expenses of the Office of the Chief Fi-  
26 nancial Officer, \$5,572,000: *Provided*, That the Chief Fi-

1 nancial Officer shall actively market and expand cross-  
2 servicing activities of the National Finance Center.

3 WORKING CAPITAL FUND

4 For the acquisition of plant and capital equipment  
5 necessary for financial, administrative, and information  
6 technology services of primary benefit to the agencies of  
7 the Department of Agriculture, \$41,000,000, to remain  
8 available until expended.

9 OFFICE OF THE ASSISTANT SECRETARY FOR  
10 ADMINISTRATION

11 For necessary salaries and expenses of the Office of  
12 the Assistant Secretary for Administration to carry out  
13 the programs funded by this Act, \$664,000.

14 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL  
15 PAYMENTS

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

1 ties, and for related costs, as follows: for payments to the  
2 General Services Administration, \$130,266,000; for build-  
3 ings operations and maintenance, \$31,657,000; and for  
4 repairs, renovations, and construction, \$33,977,000: *Pro-*  
5 *vided*, That these funds shall remain available until ex-  
6 pended.

7           HAZARDOUS MATERIALS MANAGEMENT

8                   (INCLUDING TRANSFERS OF FUNDS)

9           For necessary expenses of the Department of Agri-  
10 culture, to comply with the Comprehensive Environmental  
11 Response, Compensation, and Liability Act (42 U.S.C.  
12 9601 et seq.) and the Resource Conservation and Recovery  
13 Act (42 U.S.C. 6901 et seq.), \$15,685,000, to remain  
14 available until expended: *Provided*, That appropriations  
15 and funds available herein to the Department for Haz-  
16 ardous Materials Management may be transferred to any  
17 agency of the Department for its use in meeting all re-  
18 quirements pursuant to the above Acts on Federal and  
19 non-Federal lands.

20           DEPARTMENTAL ADMINISTRATION

21                   (INCLUDING TRANSFERS OF FUNDS)

22           For Departmental Administration, \$38,095,000, to  
23 provide for necessary expenses for management support  
24 services to offices of the Department and for general ad-  
25 ministration and disaster management of the Department,

1 repairs and alterations, and other miscellaneous supplies  
2 and expenses not otherwise provided for and necessary for  
3 the practical and efficient work of the Department: *Pro-*  
4 *vided*, That this appropriation shall be reimbursed from  
5 applicable appropriations in this Act for travel expenses  
6 incident to the holding of hearings as required by 5 U.S.C.  
7 551–558.

8       OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

9       For grants and contracts pursuant to section 2501  
10 of the Food, Agriculture, Conservation, and Trade Act of  
11 1990 (7 U.S.C. 2279), \$8,243,000, to remain available  
12 until expended.

13           OFFICE OF THE ASSISTANT SECRETARY FOR  
14                   CONGRESSIONAL RELATIONS  
15                   (INCLUDING TRANSFERS OF FUNDS)

16       For necessary salaries and expenses of the Office of  
17 the Assistant Secretary for Congressional Relations to  
18 carry out the programs funded by this Act, including pro-  
19 grams involving intergovernmental affairs and liaison  
20 within the executive branch, \$3,821,000: *Provided*, That  
21 these funds may be transferred to agencies of the Depart-  
22 ment of Agriculture funded by this Act to maintain per-  
23 sonnel at the agency level: *Provided further*, That no other  
24 funds appropriated to the Department by this Act shall  
25 be available to the Department for support of activities  
26 of congressional relations.



1 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,  
2 EDUCATION AND ECONOMICS

3 For necessary salaries and expenses of the Office of  
4 the Under Secretary for Research, Education and Eco-  
5 nomics to administer the laws enacted by the Congress  
6 for the Economic Research Service, the National Agricul-  
7 tural Statistics Service, the Agricultural Research Service,  
8 and the Cooperative State Research, Education, and Ex-  
9 tension Service, \$588,000.

10 ECONOMIC RESEARCH SERVICE

11 For necessary expenses of the Economic Research  
12 Service in conducting economic research and analysis, as  
13 authorized by the Agricultural Marketing Act of 1946 (7  
14 U.S.C. 1621–1627) and other laws, \$73,329,000.

15 NATIONAL AGRICULTURAL STATISTICS SERVICE

16 For necessary expenses of the National Agricultural  
17 Statistics Service in conducting statistical reporting and  
18 service work, including crop and livestock estimates, sta-  
19 tistical coordination and improvements, marketing sur-  
20 veys, and the Census of Agriculture, as authorized by 7  
21 U.S.C. 1621–1627, Public Law 105–113, and other laws,  
22 \$137,858,000, of which up to \$41,274,000 shall be avail-  
23 able until expended for the Census of Agriculture.



## 1 AGRICULTURAL RESEARCH SERVICE

## 2 SALARIES AND EXPENSES

3 For necessary expenses to enable the Agricultural Re-  
4 search Service to perform agricultural research and dem-  
5 onstration relating to production, utilization, marketing,  
6 and distribution (not otherwise provided for); home eco-  
7 nomics or nutrition and consumer use including the acqui-  
8 sition, preservation, and dissemination of agricultural in-  
9 formation; and for acquisition of lands by donation, ex-  
10 change, or purchase at a nominal cost not to exceed \$100,  
11 and for land exchanges where the lands exchanged shall  
12 be of equal value or shall be equalized by a payment of  
13 money to the grantor which shall not exceed 25 percent  
14 of the total value of the land or interests transferred out  
15 of Federal ownership, \$1,002,193,000: *Provided*, That ap-  
16 propriations hereunder shall be available for the operation  
17 and maintenance of aircraft and the purchase of not to  
18 exceed one for replacement only: *Provided further*, That  
19 appropriations hereunder shall be available pursuant to 7  
20 U.S.C. 2250 for the construction, alteration, and repair  
21 of buildings and improvements, but unless otherwise pro-  
22 vided, the cost of constructing any one building shall not  
23 exceed \$375,000, except for headhouses or greenhouses  
24 which shall each be limited to \$1,200,000, and except for  
25 10 buildings to be constructed or improved at a cost not

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

18 In fiscal year 2003 and thereafter, none of the funds  
19 appropriated under this heading shall be available to carry  
20 out research related to the production, processing or mar-  
21 keting of tobacco or tobacco products.

22 In fiscal year 2003 and thereafter, the agency is au-  
23 thorized to charge fees, commensurate with the fair mar-  
24 ket value, for any permit, easement, lease, or other special  
25 use authorization for the occupancy or use of land and

1 facilities (including land and facilities at the Beltsville Ag-  
2 ricultural Research Center) issued by the agency, as au-  
3 thorized by law, and such fees shall be credited to this  
4 account, and shall remain available until expended for au-  
5 thorized purposes.

6 BUILDINGS AND FACILITIES

7 For acquisition of land, construction, repair, improve-  
8 ment, extension, alteration, and purchase of fixed equip-  
9 ment or facilities as necessary to carry out the agricultural  
10 research programs of the Department of Agriculture,  
11 where not otherwise provided, \$95,280,000, to remain  
12 available until expended: *Provided*, That, in fiscal year  
13 2003 and thereafter, funds may be received from any  
14 State, other political subdivision, organization, or indi-  
15 vidual for the purpose of establishing any research facility  
16 of the Agricultural Research Service, as authorized by law.

17 COOPERATIVE STATE RESEARCH, EDUCATION, AND  
18 EXTENSION SERVICE

19 RESEARCH AND EDUCATION ACTIVITIES

20 For payments to agricultural experiment stations, for  
21 cooperative forestry and other research, for facilities, and  
22 for other expenses, \$572,616,000, as follows: to carry out  
23 the provisions of the Hatch Act (7 U.S.C. 361a-i),  
24 \$182,000,000; for grants for cooperative forestry research  
25 (16 U.S.C. 582a-a7), \$23,000,000; for payments to the  
26 1890 land-grant colleges, including Tuskegee University

1 (7 U.S.C. 3222), \$36,000,000, of which \$1,507,496 shall  
2 be made available only for the purpose of ensuring that  
3 each institution shall receive no less than \$1,000,000; for  
4 special grants for agricultural research (7 U.S.C. 450i(c)),  
5 \$102,754,000; for special grants for agricultural research  
6 on improved pest control (7 U.S.C. 450i(c)), \$15,521,000;  
7 for competitive research grants (7 U.S.C. 450i(b)),  
8 \$130,000,000; for the support of animal health and dis-  
9 ease programs (7 U.S.C. 3195), \$5,098,000; for supple-  
10 mental and alternative crops and products (7 U.S.C.  
11 3319d), \$1,043,000; for the 1994 research program (7  
12 U.S.C. 301 note), \$1,200,000, to remain available until  
13 expended; for rangeland research grants (7 U.S.C. 3333),  
14 \$2,250,000; for higher education graduate fellowship  
15 grants (7 U.S.C. 3152(b)(6)), \$3,500,000, to remain  
16 available until expended; for higher education challenge  
17 grants (7 U.S.C. 3152(b)(1)), \$5,500,000; for a higher  
18 education multicultural scholars program (7 U.S.C.  
19 3152(b)(5)), \$998,000, to remain available until ex-  
20 pended; for an education grants program for Hispanic-  
21 serving Institutions (7 U.S.C. 3241), \$4,500,000; for non-  
22 competitive grants for the purpose of carrying out all pro-  
23 visions of 7 U.S.C. 3242 (section 759 of Public Law 106-  
24 78) to individual eligible institutions or consortia of eligi-  
25 ble institutions in Alaska and in Hawaii, with funds

1 awarded equally to each of the States of Alaska and Ha-  
2 waii, \$2,997,000; for a secondary agriculture education  
3 program and 2-year post-secondary education (7 U.S.C.  
4 3152(h)), \$1,000,000; for aquaculture grants (7 U.S.C.  
5 3322), \$3,996,000; for sustainable agriculture research  
6 and education (7 U.S.C. 5811), \$12,500,000; for a pro-  
7 gram of capacity building grants (7 U.S.C. 3152(b)(4))  
8 to colleges eligible to receive funds under the Act of Au-  
9 gust 30, 1890 (7 U.S.C. 321–326 and 328), including  
10 Tuskegee University, \$10,000,000, to remain available  
11 until expended; for payments to the 1994 Institutions pur-  
12 suant to section 534(a)(1) of Public Law 103–382,  
13 \$1,700,000; and for necessary expenses of Research and  
14 Education Activities, \$27,059,000.

15       In fiscal year 2003 and thereafter, none of the funds  
16 appropriated under this heading shall be available to carry  
17 out research related to the production, processing or mar-  
18 keting of tobacco or tobacco products: *Provided*, That this  
19 paragraph shall not apply to research on the medical, bio-  
20 technological, food, and industrial uses of tobacco.

21       NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

## EXTENSION ACTIVITIES

1  
2 For payments to States, the District of Columbia,  
3 Puerto Rico, Guam, the Virgin Islands, Micronesia,  
4 Northern Marianas, and American Samoa, \$441,821,000,  
5 as follows: payments for cooperative extension work under  
6 the Smith-Lever Act, to be distributed under sections 3(b)  
7 and 3(c) of said Act, and under section 208(c) of Public  
8 Law 93–471, for retirement and employees’ compensation  
9 costs for extension agents and for costs of penalty mail  
10 for cooperative extension agents and State extension direc-  
11 tors, \$277,000,000; payments for extension work at the  
12 1994 Institutions under the Smith-Lever Act (7 U.S.C.  
13 343(b)(3)), \$3,273,000; payments for the nutrition and  
14 family education program for low-income areas under sec-  
15 tion 3(d) of the Act, \$58,566,000; payments for the pest  
16 management program under section 3(d) of the Act,  
17 \$10,759,000; payments for the farm safety program under  
18 section 3(d) of the Act, \$5,800,000; payments to upgrade  
19 research, extension, and teaching facilities at the 1890  
20 land-grant colleges, including Tuskegee University, as au-  
21 thorized by section 1447 of Public Law 95–113 (7 U.S.C.  
22 3222b), \$14,000,000, to remain available until expended;  
23 payments for youth-at-risk programs under section 3(d)  
24 of the Act, \$8,481,000; for youth farm safety education  
25 and certification extension grants, to be awarded competi-

1 tively under section 3(d) of the Act, \$499,000; payments  
2 for carrying out the provisions of the Renewable Resources  
3 Extension Act of 1978, \$5,000,000; payments for Indian  
4 reservation agents under section 3(d) of the Act,  
5 \$1,996,000; payments for sustainable agriculture pro-  
6 grams under section 3(d) of the Act, \$4,750,000; pay-  
7 ments for rural health and safety education as authorized  
8 by section 2390 of Public Law 101-624 (7 U.S.C. 2661  
9 note, 2662), \$2,622,000; payments for cooperative exten-  
10 sion work by the colleges receiving the benefits of the sec-  
11 ond Morrill Act (7 U.S.C. 321-326 and 328) and  
12 Tuskegee University, \$32,000,000, of which \$1,724,884  
13 shall be made available only for the purpose of ensuring  
14 that each institution shall receive no less than \$1,000,000;  
15 and for Federal administration and coordination including  
16 administration of the Smith-Lever Act, and the Act of  
17 September 29, 1977 (7 U.S.C. 341-349), and section  
18 1361(e) of the Act of October 3, 1980 (7 U.S.C. 301  
19 note), and to coordinate and provide program leadership  
20 for the extension work of the Department and the several  
21 States and insular possessions, \$17,075,000: *Provided*,  
22 That funds appropriated pursuant to section 3(e) of the  
23 Act of June 26, 1953, and section 506 of the Act of June  
24 23, 1972, shall not be paid to any State, the District of  
25 Columbia, Puerto Rico, Guam, or the Virgin Islands, Mi-

1 cronesia, Northern Marianas, and American Samoa prior  
2 to availability of an equal sum from non-Federal sources  
3 for expenditure during the current fiscal year.

4 INTEGRATED ACTIVITIES

5 For the integrated research, education, and extension  
6 competitive grants programs, including necessary adminis-  
7 trative expenses, as authorized under section 406 of the  
8 Agricultural Research, Extension, and Education Reform  
9 Act of 1998 (7 U.S.C. 7626), \$47,868,000, as follows:  
10 payments for the water quality program, \$12,971,000;  
11 payments for the food safety program, \$14,967,000; pay-  
12 ments for the regional pest management centers program,  
13 \$4,531,000; payments for the Food Quality Protection Act  
14 risk mitigation program for major food crop systems,  
15 \$4,889,000; payments for the crops affected by Food  
16 Quality Protection Act implementation, \$1,497,000; pay-  
17 ments for the methyl bromide transition program,  
18 \$3,500,000; payments for the organic transition program,  
19 \$2,500,000; payments for the international science and  
20 education grants program under 7 U.S.C. 3291, to remain  
21 available until expended, \$1,000,000; payments for the  
22 critical issues program under 7 U.S.C. 450i(c), \$500,000;  
23 and payments for the regional rural development centers  
24 program under 7 U.S.C. 450i(c), \$1,513,000.



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

3 For necessary salaries and expenses of the Office of  
4 the Under Secretary for Marketing and Regulatory Pro-  
5 grams to administer programs under the laws enacted by  
6 the Congress for the Animal and Plant Health Inspection  
7 Service; the Agricultural Marketing Service; and the Grain  
8 Inspection, Packers and Stockyards Administration;  
9 \$730,000.

10 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

11 SALARIES AND EXPENSES

12 (INCLUDING TRANSFERS OF FUNDS)

13 For expenses, not otherwise provided for, including  
14 those pursuant to the Act of February 28, 1947 (21  
15 U.S.C. 114b–c), necessary to prevent, control, and eradi-  
16 cate pests and plant and animal diseases; to carry out in-  
17 spection, quarantine, and regulatory activities; to dis-  
18 charge the authorities of the Secretary of Agriculture  
19 under the Acts of March 2, 1931 (46 Stat. 1468) and  
20 December 22, 1987 (101 Stat. 1329–1331) (7 U.S.C.  
21 426–426c); and to protect the environment, as authorized  
22 by law, \$735,937,000, of which \$4,103,000 shall be avail-  
23 able for the control of outbreaks of insects, plant diseases,  
24 animal diseases, and for control of pest animals and birds  
25 to the extent necessary to meet emergency conditions: *Pro-*  
26 *vided*, That no funds shall be used to formulate or admin-

1 ister a brucellosis eradication program for the current fis-  
2 cal 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 four, 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 this  
9 country, the Secretary may transfer from other appropria-  
10 tions or funds available to the agencies or corporations  
11 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 the Act of February 28, 1947, and sec-  
16 tion 102 of the Act of September 21, 1944, and any unex-  
17 pended balances of funds transferred for such emergency  
18 purposes in the preceding fiscal year shall be merged with  
19 such transferred amounts:

20       In fiscal year 2003, the agency is authorized to collect  
21 fees to cover the total costs of providing technical assist-  
22 ance, goods, or services requested by States, other political  
23 subdivisions, domestic and international organizations,  
24 foreign governments, or individuals, provided that such  
25 fees are structured such that any entity's liability for such

1 fees is reasonably based on the technical assistance, goods,  
2 or services provided to the entity by the agency, and such  
3 fees shall be credited to this account, to remain available  
4 until expended, without further appropriation, for pro-  
5 viding such assistance, goods, or services.

6 BUILDINGS AND FACILITIES

7 For plans, construction, repair, preventive mainte-  
8 nance, environmental support, improvement, extension, al-  
9 teration, and purchase of fixed equipment or facilities, as  
10 authorized by 7 U.S.C. 2250, and acquisition of land as  
11 authorized by 7 U.S.C. 428a, \$13,189,000, to remain  
12 available until expended.

13 AGRICULTURAL MARKETING SERVICE

14 MARKETING SERVICES

15 For necessary expenses to carry out services related  
16 to consumer protection, agricultural marketing and dis-  
17 tribution, transportation, and regulatory programs, as au-  
18 thorized by law, and for administration and coordination  
19 of payments to States, \$75,702,000, including funds for  
20 the wholesale market development program for the design  
21 and development of wholesale and farmer market facilities  
22 for the major metropolitan areas of the country.

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



1 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),  
2 \$1,347,000.

3 GRAIN INSPECTION, PACKERS AND STOCKYARDS

4 ADMINISTRATION

5 SALARIES AND EXPENSES

6 For necessary expenses to carry out the provisions  
7 of the United States Grain Standards Act, for the admin-  
8 istration of the Packers and Stockyards Act, for certifying  
9 procedures used to protect purchasers of farm products,  
10 and the standardization activities related to grain under  
11 the Agricultural Marketing Act of 1946, \$44,746,000.

12 LIMITATION ON INSPECTION AND WEIGHING SERVICES

13 EXPENSES

14 Not to exceed \$42,463,000 (from fees collected) shall  
15 be obligated during the current fiscal year for inspection  
16 and weighing services: *Provided*, That if grain export ac-  
17 tivities require additional supervision and oversight, or  
18 other uncontrollable factors occur, this limitation may be  
19 exceeded by up to 10 percent with notification to the Com-  
20 mittees on Appropriations of both Houses of Congress.

21 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

22 For necessary salaries and expenses of the Office of  
23 the Under Secretary for Food Safety to administer the  
24 laws enacted by the Congress for the Food Safety and In-  
25 spection Service, \$603,000.

## 1           FOOD SAFETY AND INSPECTION SERVICE

2           For necessary expenses to carry out services author-  
3 ized by the Federal Meat Inspection Act, the Poultry  
4 Products Inspection Act, and the Egg Products Inspection  
5 Act, including not to exceed \$50,000 for representation  
6 allowances and for expenses pursuant to section 8 of the  
7 Act approved August 3, 1956 (7 U.S.C. 1766),  
8 \$755,793,000, of which no less than \$679,067,000 shall  
9 be available for Federal food safety and inspection; and  
10 in addition, \$1,000,000 may be credited to this account  
11 from fees collected for the cost of laboratory accreditation  
12 as authorized by section 1017 of Public Law 102-237.

13           OFFICE OF THE UNDER SECRETARY FOR FARM AND  
14                           FOREIGN AGRICULTURAL SERVICES

15           For necessary salaries and expenses of the Office of  
16 the Under Secretary for Farm and Foreign Agricultural  
17 Services to administer the laws enacted by Congress for  
18 the Farm Service Agency, the Foreign Agricultural Serv-  
19 ice, the Risk Management Agency, and the Commodity  
20 Credit Corporation, \$622,000.

## 21                           FARM SERVICE AGENCY

## 22   SALARIES AND EXPENSES

23   (INCLUDING TRANSFERS OF FUNDS)

24           For necessary expenses for carrying out the adminis-  
25 tration and implementation of programs administered by  
26 the Farm Service Agency, \$976,738,000: *Provided*, That

1 the Secretary of Agriculture is authorized to use the serv-  
2 ices, facilities, and authorities (but not the funds) of the  
3 Commodity Credit Corporation to make program pay-  
4 ments for all programs administered by the Agency: *Pro-*  
5 *vided further*, That other funds made available to the  
6 Agency for authorized activities may be advanced to and  
7 merged with this account.

8 STATE MEDIATION GRANTS

9 For grants pursuant to section 502(b) of the Agricul-  
10 tural Credit Act of 1987, as amended (7 U.S.C. 5101–  
11 5106), \$4,000,000.

12 DAIRY INDEMNITY PROGRAM  
13 (INCLUDING TRANSFER OF FUNDS)

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





1 land acquisition loans as authorized by 25 U.S.C. 488,  
2 \$179,000.

3 In addition, for administrative expenses necessary to  
4 carry out the direct and guaranteed loan programs,  
5 \$287,176,000, of which \$279,176,000 shall be transferred  
6 to and merged with the appropriation for “Farm Service  
7 Agency, Salaries and Expenses”.

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

#### 14 RISK MANAGEMENT AGENCY

15 For administrative and operating expenses, as au-  
16 thorized by the Federal Agriculture Improvement and Re-  
17 form Act of 1996 (7 U.S.C. 6933), \$70,726,000: *Provided*,  
18 That not to exceed \$700 shall be available for official re-  
19 ception and representation expenses, as authorized by 7  
20 U.S.C. 1506(i).

#### 21 CORPORATIONS

22 The following corporations and agencies are hereby  
23 authorized to make expenditures, within the limits of  
24 funds and borrowing authority available to each such cor-  
25 poration or agency and in accord with law, and to make

1 contracts and commitments without regard to fiscal year  
2 limitations as provided by section 104 of the Government  
3 Corporation Control Act as may be necessary in carrying  
4 out the programs set forth in the budget for the current  
5 fiscal year for such corporation or agency, except as here-  
6 inafter provided.

7 FEDERAL CROP INSURANCE CORPORATION FUND

8 For payments as authorized by section 516 of the  
9 Federal Crop Insurance Act, such sums as may be nec-  
10 essary, to remain available until expended.

11 COMMODITY CREDIT CORPORATION FUND

12 REIMBURSEMENT FOR NET REALIZED LOSSES

13 For fiscal year 2003, such sums as may be necessary  
14 to reimburse the Commodity Credit Corporation for net  
15 realized losses sustained, but not previously reimbursed,  
16 pursuant to section 2 of the Act of August 17, 1961 (15  
17 U.S.C. 713a-11).

18 HAZARDOUS WASTE MANAGEMENT

19 (LIMITATION ON EXPENSES)

20 For fiscal year 2003, the Commodity Credit Corpora-  
21 tion shall not expend more than \$5,000,000 for site inves-  
22 tigation and cleanup expenses, and operations and mainte-  
23 nance expenses to comply with the requirement of section  
24 107(g) of the Comprehensive Environmental Response,  
25 Compensation, and Liability Act, 42 U.S.C. 9607(g), and

1 section 6001 of the Resource Conservation and Recovery  
2 Act, 42 U.S.C. 6961.

3 TITLE II

4 CONSERVATION PROGRAMS

5 OFFICE OF THE UNDER SECRETARY FOR NATURAL  
6 RESOURCES AND ENVIRONMENT

7 For necessary salaries and expenses of the Office of  
8 the Under Secretary for Natural Resources and Environ-  
9 ment to administer the laws enacted by the Congress for  
10 the Forest Service and the Natural Resources Conserva-  
11 tion Service, \$750,000.

12 NATURAL RESOURCES CONSERVATION SERVICE

13 CONSERVATION OPERATIONS

14 For necessary expenses for carrying out the provi-  
15 sions of the Act of April 27, 1935 (16 U.S.C. 590a-f),  
16 including preparation of conservation plans and establish-  
17 ment of measures to conserve soil and water (including  
18 farm irrigation and land drainage and such special meas-  
19 ures for soil and water management as may be necessary  
20 to prevent floods and the siltation of reservoirs and to con-  
21 trol agricultural related pollutants); operation of conserva-  
22 tion plant materials centers; classification and mapping of  
23 soil; dissemination of information; acquisition of lands,  
24 water, and interests therein for use in the plant materials  
25 program by donation, exchange, or purchase at a nominal

1 cost not to exceed \$100 pursuant to the Act of August  
2 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-  
3 ation or improvement of permanent and temporary build-  
4 ings; and operation and maintenance of aircraft,  
5 \$843,553,000, to remain available until expended, of  
6 which not less than \$9,162,000 is for snow survey and  
7 water forecasting, and not less than \$10,701,000 is for  
8 operation and establishment of the plant materials cen-  
9 ters, and of which not less than \$21,500,000 shall be for  
10 the grazing lands conservation initiative: *Provided*, That  
11 appropriations hereunder shall be available pursuant to 7  
12 U.S.C. 2250 for construction and improvement of build-  
13 ings and public improvements at plant materials centers,  
14 except that the cost of alterations and improvements to  
15 other buildings and other public improvements shall not  
16 exceed \$250,000: *Provided further*, That when buildings  
17 or other structures are erected on non-Federal land, that  
18 the right to use such land is obtained as provided in 7  
19 U.S.C. 2250a: *Provided further*, That this appropriation  
20 shall be available for technical assistance and related ex-  
21 penses to carry out programs authorized by section 202(c)  
22 of title II of the Colorado River Basin Salinity Control  
23 Act of 1974 (43 U.S.C. 1592(c)): *Provided further*, That  
24 qualified local engineers may be temporarily employed at

1 per diem rates to perform the technical planning work of  
2 the Service.

3 WATERSHED SURVEYS AND PLANNING

4 For necessary expenses to conduct research, inves-  
5 tigation, and surveys of watersheds of rivers and other wa-  
6 terways, and for small watershed investigations and plan-  
7 ning, in accordance with the Watershed Protection and  
8 Flood Prevention Act approved August 4, 1954 (16 U.S.C.  
9 1001–1009), \$11,197,000.

10 WATERSHED AND FLOOD PREVENTION OPERATIONS

11 For necessary expenses to carry out preventive meas-  
12 ures, including but not limited to research, engineering op-  
13 erations, methods of cultivation, the growing of vegetation,  
14 rehabilitation of existing works and changes in use of land,  
15 in accordance with the Watershed Protection and Flood  
16 Prevention Act approved August 4, 1954 (16 U.S.C.  
17 1001–1005 and 1007–1009), the provisions of the Act of  
18 April 27, 1935 (16 U.S.C. 590a–f), and in accordance  
19 with the provisions of laws relating to the activities of the  
20 Department, \$110,000,000, to remain available until ex-  
21 pended (of which up to \$15,000,000 may be available for  
22 the watersheds authorized under the Flood Control Act  
23 approved June 22, 1936 (33 U.S.C. 701 and 16 U.S.C.  
24 1006a)): *Provided*, That not to exceed \$45,514,000 of this  
25 appropriation shall be available for technical assistance:  
26 *Provided further*, That not to exceed \$1,000,000 of this

1 appropriation is available to carry out the purposes of the  
2 Endangered Species Act of 1973 (Public Law 93–205),  
3 including cooperative efforts as contemplated by that Act  
4 to relocate endangered or threatened species to other suit-  
5 able habitats as may be necessary to expedite project con-  
6 struction.

7           RESOURCE CONSERVATION AND DEVELOPMENT

8           For necessary expenses in planning and carrying out  
9 projects for resource conservation and development and  
10 for sound land use pursuant to the provisions of section  
11 32(e) of title III of the Bankhead-Jones Farm Tenant Act  
12 (7 U.S.C. 1010–1011; 76 Stat. 607); the Act of April 27,  
13 1935 (16 U.S.C. 590a–f); and the Agriculture and Food  
14 Act of 1981 (16 U.S.C. 3451–3461), \$55,079,000, to re-  
15 main available until expended.

16                                   TITLE III

17                   RURAL DEVELOPMENT PROGRAMS

18           OFFICE OF THE UNDER SECRETARY FOR RURAL

19                                   DEVELOPMENT

20           For necessary salaries and expenses of the Office of  
21 the Under Secretary for Rural Development to administer  
22 programs under the laws enacted by the Congress for the  
23 Rural Housing Service, the Rural Business-Cooperative  
24 Service, and the Rural Utilities Service of the Department  
25 of Agriculture, \$640,000.

1 RURAL COMMUNITY ADVANCEMENT PROGRAM  
2 (INCLUDING TRANSFERS OF FUNDS)

3 For the cost of direct loans, loan guarantees, and  
4 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,  
5 1926d, and 1932, except for sections 381E–H, 381N, and  
6 381O of the Consolidated Farm and Rural Development  
7 Act, \$950,298,000, to remain available until expended, of  
8 which \$42,000,000 shall be for rural community programs  
9 described in section 381E(d)(1) of such Act; of which  
10 \$814,935,155 shall be for the rural utilities programs de-  
11 scribed in sections 381E(d)(2), 306C(a)(2), and 306D of  
12 such Act; and of which \$93,362,845 shall be for the rural  
13 business and cooperative development programs described  
14 in sections 381E(d)(3) and 310B(f) of such Act: *Provided*,  
15 That of the total amount appropriated in this account,  
16 \$24,000,000 shall be for loans and grants to benefit feder-  
17 ally recognized Native American tribes, including grants  
18 for drinking water and waste disposal systems pursuant  
19 to section 306C of such Act, of which \$4,000,000 shall  
20 be available for community facilities grants to tribal col-  
21 leges, as authorized by section 306(a)(19) of the Consoli-  
22 dated Farm and Rural Development Act, and of which  
23 \$250,000 shall be available for a grant to a qualified na-  
24 tional organization to provide technical assistance for  
25 rural transportation in order to promote economic develop-  
26 ment: *Provided further*, That of the amount appropriated

1 for rural community programs, \$6,000,000 shall be avail-  
2 able for a Rural Community Development Initiative: *Pro-*  
3 *vided further*, That such funds shall be used solely to de-  
4 velop the capacity and ability of private, nonprofit commu-  
5 nity-based housing and community development organiza-  
6 tions, low-income rural communities, and federally recog-  
7 nized Native American tribes to undertake projects to im-  
8 prove housing, community facilities, community and eco-  
9 nomic development projects in rural areas: *Provided fur-*  
10 *ther*, That such funds shall be made available to qualified  
11 private, nonprofit and public intermediary organizations  
12 proposing to carry out a program of financial and tech-  
13 nical assistance: *Provided further*, That such intermediary  
14 organizations shall provide matching funds from other  
15 sources, including Federal funds for related activities, in  
16 an amount not less than funds provided: *Provided further*,  
17 That of the amount appropriated for the rural business  
18 and cooperative development programs, not to exceed  
19 \$500,000 shall be made available for a grant to a qualified  
20 national organization to provide technical assistance for  
21 rural transportation in order to promote economic develop-  
22 ment; and \$2,000,000 shall be for grants to Mississippi  
23 Delta Region counties: *Provided further*, That of the  
24 amount appropriated for rural utilities programs, not to  
25 exceed \$25,000,000 shall be for water and waste disposal



1 systems to benefit the Colonias along the United States-  
2 Mexico border, including grants pursuant to section 306C  
3 of such Act; not to exceed \$24,000,000 shall be for water  
4 and waste disposal systems for rural and native villages  
5 in Alaska pursuant to section 306D of such Act, with up  
6 to 1 percent available to administer the program and up  
7 to 1 percent available to improve interagency coordination  
8 may be transferred to and merged with the appropriation  
9 for “Rural Development, Salaries and Expenses”; not to  
10 exceed \$17,465,000 shall be for technical assistance  
11 grants for rural water and waste systems pursuant to sec-  
12 tion 306(a)(14) of such Act, of which \$5,250,000 shall  
13 be for Rural Community Assistance Programs; and not  
14 to exceed \$12,100,000 shall be for contracting with quali-  
15 fied national organizations for a circuit rider program to  
16 provide technical assistance for rural water systems: *Pro-*  
17 *vided further*, That of the total amount appropriated, not  
18 to exceed \$37,648,000 shall be available through June 30,  
19 2003, for authorized empowerment zones and enterprise  
20 communities and communities designated by the Secretary  
21 of Agriculture as Rural Economic Area Partnership  
22 Zones; of which \$1,187,000 shall be for the rural commu-  
23 nity programs described in section 381E(d)(1) of such  
24 Act, of which \$27,431,000 shall be for the rural utilities  
25 programs described in section 381E(d)(2) of such Act,

1 and of which \$9,030,000 shall be for the rural business  
2 and cooperative development programs described in sec-  
3 tion 381E(d)(3) of such Act: *Provided further*, That any  
4 prior year balances for high cost energy grants authorized  
5 by section 19 of the Rural Electrification Act of 1936 (7  
6 U.S.C. 901(19)) shall be transferred to and merged with  
7 the “Rural Utilities Service, High Energy Costs Grants”  
8 account: *Provided further*, That of the funds appropriated  
9 by this Act to the Rural Community Advancement Pro-  
10 gram for guaranteed business and industry loans, funds  
11 may be transferred to direct business and industry loans  
12 as deemed necessary by the Secretary and with prior noti-  
13 fication of the Committees on Appropriations of both  
14 Houses of Congress.

15 RURAL DEVELOPMENT SALARIES AND EXPENSES

16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses for carrying out the adminis-  
18 tration and implementation of programs in the Rural De-  
19 velopment mission area, including activities with institu-  
20 tions concerning the development and operation of agricul-  
21 tural cooperatives; and for cooperative agreements;  
22 \$145,736,000: *Provided*, That not more than \$10,000  
23 may be expended to provide modest nonmonetary awards  
24 to non-USDA employees: *Provided further*, That any bal-  
25 ances available from prior years for the Rural Utilities  
26 Service, Rural Housing Service, and the Rural Business-

1 Cooperative Service salaries and expenses accounts shall  
2 be transferred to and merged with this appropriation.

3 RURAL HOUSING SERVICE

4 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

5 (INCLUDING TRANSFERS OF FUNDS)

6 For gross obligations for the principal amount of di-  
7 rect and guaranteed loans as authorized by title V of the  
8 Housing Act of 1949, to be available from funds in the  
9 rural housing insurance fund, as follows: \$4,278,595,000  
10 for loans to section 502 borrowers, as determined by the  
11 Secretary, of which \$1,084,151,000 shall be for direct  
12 loans, and of which \$3,194,444,000 shall be for unsub-  
13 sidized guaranteed loans; \$35,000,000 for section 504  
14 housing repair loans; \$115,805,000 for section 515 rental  
15 housing; \$100,000,000 for section 538 guaranteed multi-  
16 family housing loans; \$5,046,000 for section 524 site  
17 loans; \$12,000,000 for credit sales of acquired property,  
18 of which up to \$2,000,000 may be for multi-family credit  
19 sales; and \$5,011,000 for section 523 self-help housing  
20 land development loans.

21 For the cost of direct and guaranteed loans, including  
22 the cost of modifying loans, as defined in section 502 of  
23 the Congressional Budget Act of 1974, as follows: section  
24 502 loans, \$233,000,000, of which \$210,000,000 shall be  
25 for direct loans, and of which \$23,000,000 shall be for  
26 unsubsidized guaranteed loans; section 504 housing repair

1 loans, \$10,857,000; section 515 rental housing,  
2 \$54,000,000; section 538 multi-family housing guaranteed  
3 loans, \$4,500,000; section 524 site loans, \$55,000; multi-  
4 family credit sales of acquired property, \$934,000; and  
5 section 523 self-help housing land development loans,  
6 \$221,000: *Provided*, That of the total amount appro-  
7 priated in this paragraph, \$11,656,000 shall be available  
8 through June 30, 2003, for authorized empowerment  
9 zones and enterprise communities and communities des-  
10 ignated by the Secretary of Agriculture as Rural Economic  
11 Area Partnership Zones.

12 In addition, for administrative expenses necessary to  
13 carry out the direct and guaranteed loan programs,  
14 \$434,980,000, which shall be transferred to and merged  
15 with the appropriation for “Rural Development, Salaries  
16 and Expenses”.

17 RENTAL ASSISTANCE PROGRAM

18 For rental assistance agreements entered into or re-  
19 newed pursuant to the authority under section 521(a)(2)  
20 of the Housing Act of 1949 or agreements entered into  
21 in lieu of debt forgiveness or payments for eligible house-  
22 holds as authorized by section 502(c)(5)(D) of such Act,  
23 \$722,000,000; and, in addition, such sums as may be nec-  
24 essary, as authorized by section 521(c) of such Act, to liq-  
25 uidate debt incurred prior to fiscal year 1992 to carry out  
26 the rental assistance program under section 521(a)(2) of

1 such Act: *Provided*, That of this amount, not more than  
2 \$5,900,000 shall be available for debt forgiveness or pay-  
3 ments for eligible households as authorized by section  
4 502(c)(5)(D) of such Act, and not to exceed \$10,000 per  
5 project for advances to nonprofit organizations or public  
6 agencies to cover direct costs (other than purchase price)  
7 incurred in purchasing projects pursuant to section  
8 502(c)(5)(C) of such Act: *Provided further*, That agree-  
9 ments entered into or renewed during fiscal year 2003  
10 shall be funded for a 5-year period, although the life of  
11 any such agreement may be extended to fully utilize  
12 amounts obligated.

13 MUTUAL AND SELF-HELP HOUSING GRANTS

14 For grants and contracts pursuant to section  
15 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.  
16 1490c), \$35,000,000, to remain available until expended:  
17 *Provided*, That of the total amount appropriated,  
18 \$1,000,000 shall be available through June 30, 2003, for  
19 authorized empowerment zones and enterprise commu-  
20 nities and communities designated by the Secretary of Ag-  
21 riculture as Rural Economic Area Partnership Zones.

22 RURAL HOUSING ASSISTANCE GRANTS

23 For grants and contracts for very low-income housing  
24 repair, supervisory and technical assistance, compensation  
25 for construction defects, and rural housing preservation  
26 made by the Rural Housing Service, as authorized by 42

1 U.S.C. 1474, 1479(c), 1490e, and 1490m, \$42,498,000,  
2 to remain available until expended: *Provided*, That of the  
3 total amount appropriated, \$1,200,000 shall be available  
4 through June 30, 2003, for authorized empowerment  
5 zones and enterprise communities and communities des-  
6 ignated by the Secretary of Agriculture as Rural Economic  
7 Area Partnership Zones.

8 FARM LABOR PROGRAM ACCOUNT

9 For the cost of direct loans, grants, and contracts,  
10 as authorized by 42 U.S.C. 1484 and 1486, \$38,000,000,  
11 to remain available until expended, for direct farm labor  
12 housing loans and domestic farm labor housing grants and  
13 contracts.

14 RURAL BUSINESS—COOPERATIVE SERVICE

15 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

16 (INCLUDING TRANSFER OF FUNDS)

17 For the principal amount of direct loans, as author-  
18 ized by the Rural Development Loan Fund (42 U.S.C.  
19 9812(a)), \$40,000,000.

20 For the cost of direct loans, \$19,304,000, as author-  
21 ized by the Rural Development Loan Fund (42 U.S.C.  
22 9812(a)), of which \$1,724,000 shall be available through  
23 June 30, 2003, for federally recognized Native American  
24 tribes and of which \$3,449,000 shall be available through  
25 June 30, 2003, for Mississippi Delta Region counties (as  
26 defined by Public Law 100–460): *Provided*, That such

1 costs, including the cost of modifying such loans, shall be  
2 as defined in section 502 of the Congressional Budget Act  
3 of 1974: *Provided further*, That of the total amount appro-  
4 priated, \$2,730,000 shall be available through June 30,  
5 2003, for the cost of direct loans for authorized empower-  
6 ment zones and enterprise communities and communities  
7 designated by the Secretary of Agriculture as Rural Eco-  
8 nomic Area Partnership Zones.

9 In addition, for administrative expenses to carry out  
10 the direct loan programs, \$4,190,000 shall be transferred  
11 to and merged with the appropriation for “Rural Develop-  
12 ment, Salaries and Expenses”.

13 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM  
14 ACCOUNT  
15 (INCLUDING RESCISSION OF FUNDS)

16 For the principal amount of direct loans, as author-  
17 ized under section 313 of the Rural Electrification Act,  
18 for the purpose of promoting rural economic development  
19 and job creation projects, \$14,967,000.

20 For the cost of direct loans, including the cost of  
21 modifying loans as defined in section 502 of the Congres-  
22 sional Budget Act of 1974, \$3,197,000.

23 Of the funds derived from interest on the cushion of  
24 credit payments in fiscal year 2003, as authorized by sec-  
25 tion 313 of the Rural Electrification Act of 1936,

1 \$3,197,000 shall not be obligated and \$3,197,000 are re-  
2 scinded.

3 RURAL COOPERATIVE DEVELOPMENT GRANTS

4 For rural cooperative development grants authorized  
5 under section 310B(e) of the Consolidated Farm and  
6 Rural Development Act (7 U.S.C. 1932), \$9,000,000, of  
7 which \$2,500,000 shall be for cooperative agreements for  
8 the appropriate technology transfer for rural areas pro-  
9 gram, and of which not to exceed \$1,500,000 shall be for  
10 cooperatives or associations of cooperatives whose primary  
11 focus is to provide assistance to small, minority producers.

12 RURAL EMPOWERMENT ZONES AND ENTERPRISE

13 COMMUNITIES GRANTS

14 For grants in connection with a second round of em-  
15 powerment zones and enterprise communities,  
16 \$14,967,000, to remain available until expended, for des-  
17 ignated rural empowerment zones and rural enterprise  
18 communities, as authorized by the Taxpayer Relief Act of  
19 1997 and the Omnibus Consolidated and Emergency Sup-  
20 plemental Appropriations Act, 1999 (Public Law 105-  
21 277).



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

5       Insured loans pursuant to the authority of section  
6 305 of the Rural Electrification Act of 1936 (7 U.S.C.  
7 935) shall be made as follows: 5 percent rural electrifica-  
8 tion loans, \$121,107,000; municipal rate rural electric  
9 loans, \$100,000,000; loans made pursuant to section 306  
10 of that Act, rural electric, \$2,700,000,000; Treasury rate  
11 direct electric loans, \$1,100,000,000; 5 percent rural tele-  
12 communications loans, \$75,029,000; cost of money rural  
13 telecommunications loans, \$300,000,000; and loans made  
14 pursuant to section 306 of that Act, rural telecommuni-  
15 cations loans, \$120,000,000.

16       For the cost, as defined in section 502 of the Con-  
17 gressional Budget Act of 1974, including the cost of modi-  
18 fying loans, of direct and guaranteed loans authorized by  
19 the Rural Electrification Act of 1936 (7 U.S.C. 935 and  
20 936), as follows: cost of rural electric loans, \$11,025,000,  
21 and the cost of telecommunication loans, \$1,433,000: *Pro-*  
22 *vided*, That notwithstanding section 305(d)(2) of the  
23 Rural Electrification Act of 1936, borrower interest rates  
24 may exceed 7 percent per year.

25       In addition, for administrative expenses necessary to  
26 carry out the direct and guaranteed loan programs,

1 \$37,833,000, which shall be transferred to and merged  
2 with the appropriation for “Rural Development, Salaries  
3 and Expenses”.

4 RURAL TELEPHONE BANK PROGRAM ACCOUNT  
5 (INCLUDING TRANSFER OF FUNDS)

6 The Rural Telephone Bank is hereby authorized to  
7 make such expenditures, within the limits of funds avail-  
8 able to such corporation in accord with law, and to make  
9 such contracts and commitments without regard to fiscal  
10 year limitations as provided by section 104 of the Govern-  
11 ment Corporation Control Act, as may be necessary in car-  
12 rying out its authorized programs. During fiscal year 2003  
13 and within the resources and authority available, gross ob-  
14 ligations for the principal amount of direct loans shall be  
15 \$174,638,000.

16 For the cost, as defined in section 502 of the Con-  
17 gressional Budget Act of 1974, including the cost of modi-  
18 fying loans, of direct loans authorized by the Rural Elec-  
19 trification Act of 1936 (7 U.S.C. 935), \$2,410,000.

20 In addition, for administrative expenses, including  
21 audits, necessary to carry out the loan programs,  
22 \$3,082,000, which shall be transferred to and merged with  
23 the appropriation for “Rural Development, Salaries and  
24 Expenses”.

## 1 DISTANCE LEARNING AND TELEMEDICINE PROGRAM

2 For the principal amount of direct distance learning  
3 and telemedicine loans, \$300,000,000; and for the prin-  
4 cipal amount of broadband telecommunication loans,  
5 \$80,000,000.

6 For the cost of direct loans and grants, as authorized  
7 by 7 U.S.C. 950aaa et seq., \$44,128,000, to remain avail-  
8 able until expended, to be available for loans and grants  
9 for telemedicine and distance learning services in rural  
10 areas: *Provided*, That \$9,128,000 may be available for the  
11 continuation of a project for a loan and grant program  
12 to finance broadband transmission and local dial-up Inter-  
13 net service in areas that meet the definition of “rural  
14 area” used for the Distance Learning and Telemedicine  
15 Program authorized by 7 U.S.C. 950aaa: *Provided further*,  
16 That the cost of direct loans shall be as defined in section  
17 502 of the Congressional Budget Act of 1974.

## 18 TITLE IV

## 19 DOMESTIC FOOD PROGRAMS

20 OFFICE OF THE UNDER SECRETARY FOR FOOD,

21 NUTRITION AND CONSUMER SERVICES

22 For necessary salaries and expenses of the Office of  
23 the Under Secretary for Food, Nutrition and Consumer  
24 Services to administer the laws enacted by the Congress  
25 for the Food and Nutrition Service, \$603,000.

1                   FOOD AND NUTRITION SERVICE  
2                   CHILD NUTRITION PROGRAMS  
3                   (INCLUDING TRANSFER OF FUNDS)

4           For necessary expenses to carry out the National  
5 School Lunch Act (42 U.S.C. 1751 et seq.), except section  
6 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771  
7 et seq.), except sections 17 and 21; \$10,576,169,000, to  
8 remain available through September 30, 2004, of which  
9 \$5,830,506,000 is hereby appropriated and  
10 \$4,745,663,000 shall be derived by transfer from funds  
11 available under section 32 of the Act of August 24, 1935  
12 (7 U.S.C. 612c): *Provided*, That except as specifically pro-  
13 vided under this heading, none of the funds made available  
14 under this heading shall be used for studies and evalua-  
15 tions: *Provided further*, That up to \$5,080,000 shall be  
16 available for independent verification of school food service  
17 claims.

18           SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR  
19           WOMEN, INFANTS, AND CHILDREN (WIC)

20           For necessary expenses to carry out the special sup-  
21 plemental nutrition program as authorized by section 17  
22 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),  
23 \$4,776,000,000, to remain available through September  
24 30, 2004, of which \$150,000,000 shall be placed in reserve  
25 for use in only such amounts, and in such manner, as the  
26 Secretary of Agriculture determines necessary, notwith-

1 standing section 17(i) of such Act, to provide funds to sup-  
2 port participation, should costs or participation exceed  
3 budget estimates: *Provided*, That except as specifically  
4 provided under this heading, none of the funds made avail-  
5 able under this heading shall be used for studies and eval-  
6 uations: *Provided further*, That of the total amount avail-  
7 able, the Secretary shall obligate \$25,000,000 for the  
8 farmers' market nutrition program: *Provided further*, That  
9 notwithstanding section 17(h)(10)(A) of such Act,  
10 \$14,000,000 shall be available for the purposes specified  
11 in section 17(h)(10)(B): *Provided further*, That  
12 \$2,000,000 shall be available for the Food and Nutrition  
13 Service to conduct a study of WIC vendor practices: *Pro-*  
14 *vided further*, That none of the funds in this Act shall be  
15 available to pay administrative expenses of WIC clinics ex-  
16 cept those that have an announced policy of prohibiting  
17 smoking within the space used to carry out the program:  
18 *Provided further*, That none of the funds provided in this  
19 account shall be available for the purchase of infant for-  
20 mula except in accordance with the cost containment and  
21 competitive bidding requirements specified in section 17  
22 of such Act: *Provided further*, That none of the funds pro-  
23 vided shall be available for activities that are not fully re-  
24 imbursed by other Federal Government departments or  
25 agencies unless authorized by section 17 of such Act.

## 1 FOOD STAMP PROGRAM

2 For necessary expenses to carry out the Food Stamp  
3 Act of 1977 (7 U.S.C. 2011 et seq.), \$26,313,692,000,  
4 of which \$2,000,000,000 shall be placed in reserve for use  
5 only in such amounts and at such times as may become  
6 necessary to carry out program operations: *Provided*, That  
7 none of the funds made available under this heading shall  
8 be used for studies and evaluations: *Provided further*, That  
9 funds provided herein shall be expended in accordance  
10 with section 16 of such Act: *Provided further*, That this  
11 appropriation shall be subject to any work registration or  
12 workfare requirements as may be required by law: *Pro-*  
13 *vided further*, That funds made available for Employment  
14 and Training under this heading shall remain available  
15 until expended, as authorized by section 16(h)(1) of such  
16 Act.

## 17 COMMODITY ASSISTANCE PROGRAM

18 For necessary expenses to carry out the commodity  
19 supplemental food program as authorized by section 4(a)  
20 of the Agriculture and Consumer Protection Act of 1973  
21 (7 U.S.C. 612c note) and the Emergency Food Assistance  
22 Act of 1983, \$170,000,000, to remain available through  
23 September 30, 2004: *Provided*, That none of these funds  
24 shall be available to reimburse the Commodity Credit Cor-  
25 poration for commodities donated to the program.

## 1 FOOD DONATIONS PROGRAMS

2 For necessary expenses to carry out section 4(a) of  
3 the Agriculture and Consumer Protection Act of 1973 and  
4 special assistance for the nuclear affected islands as au-  
5 thorized by section 103(h)(2) of the Compact of Free As-  
6 sociation Act of 1985, \$1,081,000, to remain available  
7 through September 30, 2004.

## 8 FOOD PROGRAM ADMINISTRATION

9 For necessary administrative expenses of the domes-  
10 tic food programs funded under this Act, \$134,397,000,  
11 of which \$5,000,000 shall be available only for simplifying  
12 procedures, reducing overhead costs, tightening regula-  
13 tions, improving food stamp benefit delivery, and assisting  
14 in the prevention, identification, and prosecution of fraud  
15 and other violations of law and of which not less than  
16 \$8,500,000 shall be available to improve integrity in the  
17 Food Stamp and Child Nutrition programs.

## 18 TITLE V

19 FOREIGN ASSISTANCE AND RELATED  
20 PROGRAMS

## 21 FOREIGN AGRICULTURAL SERVICE

## 22 SALARIES AND EXPENSES

## 23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses of the Foreign Agricultural  
25 Service, including carrying out title VI of the Agricultural  
26 Act of 1954 (7 U.S.C. 1761–1768), market development

1 activities abroad, and for enabling the Secretary of Agri-  
2 culture to coordinate and integrate activities of the De-  
3 partment in connection with foreign agricultural work, in-  
4 cluding not to exceed \$158,000 for representation allow-  
5 ances and for expenses pursuant to section 8 of the Act  
6 approved August 3, 1956 (7 U.S.C. 1766), \$129,964,000:  
7 *Provided*, That the Service may utilize advances of funds,  
8 or reimburse this appropriation for expenditures made on  
9 behalf of Federal agencies, public and private organiza-  
10 tions and institutions under agreements executed pursu-  
11 ant to the agricultural food production assistance pro-  
12 grams (7 U.S.C. 1737) and the foreign assistance pro-  
13 grams of the United States Agency for International De-  
14 velopment.

15 In fiscal year 2003 and thereafter, none of the funds  
16 appropriated under this heading shall be available to pro-  
17 mote the sale or export of tobacco or tobacco products.

18 PUBLIC LAW 480 TITLE I PROGRAM ACCOUNT  
19 (INCLUDING TRANSFERS OF FUNDS)

20 For the cost, as defined in section 502 of the Con-  
21 gressional Budget Act of 1974, of agreements under the  
22 Agricultural Trade Development and Assistance Act of  
23 1954, and the Food for Progress Act of 1985, including  
24 the cost of modifying credit arrangements under said Acts,  
25 \$127,000,000, to remain available until expended.



1       In addition, for administrative expenses to carry out  
 2 the credit program of title I, Public Law 83–480, and the  
 3 Food for Progress Act of 1985, to the extent funds appro-  
 4 priated for Public Law 83–480 are utilized, \$2,059,000,  
 5 of which \$1,033,000 may be transferred to and merged  
 6 with the appropriation for “Foreign Agricultural Service,  
 7 Salaries and Expenses”, and of which \$1,026,000 may be  
 8 transferred to and merged with the appropriation for  
 9 “Farm Service Agency, Salaries and Expenses”.

10 PUBLIC LAW 480 TITLE I OCEAN FREIGHT DIFFERENTIAL

11 GRANTS

12 (INCLUDING TRANSFER OF FUNDS)

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

24 PUBLIC LAW 480 TITLE II GRANTS

25       For expenses during the current fiscal year, not oth-  
 26 erwise recoverable, and unrecovered prior years’ costs, in-

1 cluding interest thereon, under the Agricultural Trade De-  
2 velopment and Assistance Act of 1954, \$1,200,000,000,  
3 to remain available until expended, for commodities sup-  
4 plied in connection with dispositions abroad under title II  
5 of said Act: *Provided*, That \$350,000,000 of the total  
6 amount shall not become available until the Secretary of  
7 Agriculture submits to the Committees on Appropriations  
8 a plan for the use of such funds.

9 COMMODITY CREDIT CORPORATION EXPORT LOANS

10 PROGRAM ACCOUNT

11 (INCLUDING TRANSFERS OF FUNDS)

12 For administrative expenses to carry out the Com-  
13 modity Credit Corporation's export guarantee program,  
14 GSM 102 and GSM 103, \$4,058,000; to cover common  
15 overhead expenses as permitted by section 11 of the Com-  
16 modity Credit Corporation Charter Act and in conformity  
17 with the Federal Credit Reform Act of 1990, of which  
18 \$3,224,000 may be transferred to and merged with the  
19 appropriation for "Foreign Agricultural Service, Salaries  
20 and Expenses", and of which \$834,000 may be trans-  
21 ferred to and merged with the appropriation for "Farm  
22 Service Agency, Salaries and Expenses".

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

8 For necessary expenses of the Food and Drug Ad-  
9 ministration, including hire and purchase of passenger  
10 motor vehicles; for payment of space rental and related  
11 costs pursuant to Public Law 92-313 for programs and  
12 activities of the Food and Drug Administration which are  
13 included in this Act; for rental of special purpose space  
14 in the District of Columbia or elsewhere; and for miscella-  
15 neous and emergency expenses of enforcement activities,  
16 authorized and approved by the Secretary of Health and  
17 Human Services and to be accounted for solely on the Sec-  
18 retary's certificate, not to exceed \$25,000;  
19 \$1,599,602,000, of which not to exceed \$222,900,000 to  
20 be derived from prescription drug user fees authorized by  
21 21 U.S.C. 379(h), including any such fees assessed prior  
22 to the current fiscal year but credited during the current  
23 year, in accordance with section 736(g)(4), shall be cred-  
24 ited to this appropriation and remain available until ex-  
25 pended: *Provided*, That fees derived from applications re-

1 ceived during fiscal year 2003 shall be subject to the fiscal  
2 year 2003 limitation: *Provided further*, That none of these  
3 funds shall be used to develop, establish, or operate any  
4 program of user fees authorized by 31 U.S.C. 9701: *Pro-*  
5 *vided further*, That of the total amount appropriated: (1)  
6 \$148,112,000 shall be for the Center for Food Safety and  
7 Applied Nutrition; (2) \$330,766,000 shall be for the Cen-  
8 ter for Drug Evaluation and Research; (3) \$163,663,000  
9 shall be for the Center for Biologics Evaluation and Re-  
10 search; (4) \$57,875,000 shall be for the Center for Veteri-  
11 nary Medicine; (5) \$137,420,000 shall be for the Center  
12 for Devices and Radiological Health; (6) \$473,346,000  
13 shall be for the Office of Regulatory Affairs; (7)  
14 \$40,688,000 shall be for the National Center for Toxi-  
15 cological Research; (8) \$36,498,000 shall be for Rent and  
16 Related activities, other than the amounts paid to the  
17 General Services Administration; (9) \$106,678,000 shall  
18 be for payments to the General Services Administration  
19 for rent and related costs; and (10) \$104,556,000 shall  
20 be for other activities, including the Office of the Commis-  
21 sioner; the Office of Management and Systems; the Office  
22 of the Senior Associate Commissioner; the Office of Inter-  
23 national and Constituent Relations; the Office of Policy,  
24 Legislation, and Planning; the Office of Chief Counsel;  
25 and central services for these offices: *Provided further*,

1 That funds may be transferred from one specified activity  
2 to another with the prior approval of the Committees on  
3 Appropriations of both Houses of Congress.

4 In addition, mammography user fees authorized by  
5 42 U.S.C. 263(b) may be credited to this account, to re-  
6 main available until expended.

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

#### 10 BUILDINGS AND FACILITIES

11 For plans, construction, repair, improvement, exten-  
12 sion, alteration, and purchase of fixed equipment or facili-  
13 ties of or used by the Food and Drug Administration,  
14 where not otherwise provided, \$8,000,000, to remain  
15 available until expended.

#### 16 INDEPENDENT AGENCIES

##### 17 COMMODITY FUTURES TRADING COMMISSION

18 For necessary expenses to carry out the provisions  
19 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-  
20 cluding the purchase and hire of passenger motor vehicles,  
21 and the rental of space (to include multiple year leases)  
22 in the District of Columbia and elsewhere, \$79,884,000,  
23 including not to exceed \$2,000 for official reception and  
24 representation expenses.

1                    FARM CREDIT ADMINISTRATION  
2                    LIMITATION ON ADMINISTRATIVE EXPENSES  
3                    Not to exceed \$38,400,000 (from assessments col-  
4 lected from farm credit institutions and from the Federal  
5 Agricultural Mortgage Corporation) shall be obligated  
6 during the current fiscal year for administrative expenses  
7 as authorized under 12 U.S.C. 2249: *Provided*, That this  
8 limitation shall not apply to expenses associated with re-  
9 ceiverships.

10                    TITLE VII—GENERAL PROVISIONS

11                    SEC. 701. Within the unit limit of cost fixed by law,  
12 appropriations and authorizations made for the Depart-  
13 ment of Agriculture for fiscal year 2003 under this Act  
14 shall be available for the purchase, in addition to those  
15 specifically provided for, of not to exceed 374 passenger  
16 motor vehicles, of which 372 shall be for replacement only,  
17 and for the hire of such vehicles.

18                    SEC. 702. Funds in this Act available to the Depart-  
19 ment of Agriculture shall be available for uniforms or al-  
20 lowances therefor as authorized by law (5 U.S.C. 5901–  
21 5902).

22                    SEC. 703. Not less than \$1,500,000 of the appropria-  
23 tions of the Department of Agriculture in this Act for re-  
24 search and service work authorized by sections 1 and 10  
25 of the Act of June 29, 1935 (7 U.S.C. 427, 427i; com-

1 monly known as the Bankhead-Jones Act), subtitle A of  
2 title II and section 302 of the Act of August 14, 1946  
3 (7 U.S.C. 1621 et seq.), and chapter 63 of title 31, United  
4 States Code, shall be available for contracting in accord-  
5 ance with such Acts and chapter.

6       SEC. 704. The Secretary of Agriculture may transfer  
7 unobligated balances of discretionary funds appropriated  
8 by this Act or other available unobligated discretionary  
9 balances of the Department of Agriculture to the Working  
10 Capital Fund for the acquisition of plant and capital  
11 equipment necessary for the delivery of financial, adminis-  
12 trative, and information technology services of primary  
13 benefit to the agencies of the Department of Agriculture,  
14 to remain available until November 8, 2003: *Provided*,  
15 That none of the funds made available by this Act or any  
16 other Act shall be transferred to the Working Capital  
17 Fund without the prior approval of the agency adminis-  
18 trator: *Provided further*, That none of the funds trans-  
19 ferred to the Working Capital Fund pursuant to this sec-  
20 tion shall be available for obligation without prior notifica-  
21 tion of the Committees on Appropriations of both Houses  
22 of Congress.

23       SEC. 705. New obligational authority provided for the  
24 following appropriation items in this Act shall remain  
25 available until expended: Animal and Plant Health Inspec-

1 tion Service, the contingency fund to meet emergency con-  
2 ditions, information technology infrastructure, boll weevil  
3 program, up to 25 percent of the screwworm program, and  
4 up to \$2,000,000 for costs associated with collocating re-  
5 gional offices; Grain Inspection, Packers and Stockyards  
6 Administration, packer concentration study; Food Safety  
7 and Inspection Service, field automation and information  
8 management project; Cooperative State Research, Edu-  
9 cation, and Extension Service, funds for competitive re-  
10 search grants (7 U.S.C. 450i(b)), funds for the Research,  
11 Education and Economics Information System (REEIS),  
12 and funds for the Native American Institutions Endow-  
13 ment Fund; Farm Service Agency, salaries and expenses  
14 funds made available to county committees; Foreign Agri-  
15 cultural Service, middle-income country training program  
16 and up to \$2,000,000 of the Foreign Agricultural Service  
17 appropriation solely for the purpose of offsetting fluctua-  
18 tions in international currency exchange rates, subject to  
19 documentation by the Foreign Agricultural Service.

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

23       SEC. 707. Not to exceed \$50,000 of the appropria-  
24 tions available to the Department of Agriculture in this  
25 Act shall be available to provide appropriate orientation



1 and language training pursuant to section 606C of the Act  
2 of August 28, 1954 (7 U.S.C. 1766b).

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

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

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

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

8       SEC. 711. Notwithstanding any other provision of  
9 this Act, all loan levels provided in this Act shall be consid-  
10 ered estimates, not limitations.

11       SEC. 712. Appropriations to the Department of Agri-  
12 culture for the cost of direct and guaranteed loans made  
13 available in fiscal year 2003 shall remain available until  
14 expended to cover obligations made in fiscal year 2003 for  
15 the following accounts: the Rural Development Loan Fund  
16 program account; the Rural Telephone Bank program ac-  
17 count; the Rural Electrification and Telecommunications  
18 Loans program account; the Rural Housing Insurance  
19 Fund program account; and the Rural Economic Develop-  
20 ment Loans program account.

21       SEC. 713. Notwithstanding chapter 63 of title 31,  
22 United States Code, marketing services of the Agricultural  
23 Marketing Service; the Grain Inspection, Packers and  
24 Stockyards Administration; the Animal and Plant Health  
25 Inspection Service; and the food safety activities of the

1 Food Safety and Inspection Service hereafter may use co-  
2 operative agreements to reflect a relationship between the  
3 Agricultural Marketing Service; the Grain Inspection,  
4 Packers and Stockyards Administration; the Animal and  
5 Plant Health Inspection Service; or the Food Safety and  
6 Inspection Service and a state or cooperator to carry out  
7 agricultural marketing programs, to carry out programs  
8 to protect the nation's animal and plant resources, or to  
9 carry out educational programs or special studies to im-  
10 prove the safety of the nation's food supply.

11 SEC. 714. None of the funds in this Act may be used  
12 to retire more than 5 percent of the Class A stock of the  
13 Rural Telephone Bank or to maintain any account or sub-  
14 account within the accounting records of the Rural Tele-  
15 phone Bank the creation of which has not specifically been  
16 authorized by statute: *Provided*, That notwithstanding any  
17 other provision of law, none of the funds appropriated or  
18 otherwise made available in this Act may be used to trans-  
19 fer to the Treasury or to the Federal Financing Bank any  
20 unobligated balance of the Rural Telephone Bank tele-  
21 phone liquidating account which is in excess of current  
22 requirements and such balance shall receive interest as set  
23 forth for financial accounts in section 505(c) of the Fed-  
24 eral Credit Reform Act of 1990.

1        SEC. 715. Of the funds made available by this Act,  
2 not more than \$1,800,000 shall be used to cover necessary  
3 expenses of activities related to all advisory committees,  
4 panels, commissions, and task forces of the Department  
5 of Agriculture, except for panels used to comply with nego-  
6 tiated rule makings and panels used to evaluate competi-  
7 tively awarded grants.

8        SEC. 716. None of the funds appropriated by this Act  
9 may be used to carry out section 410 of the Federal Meat  
10 Inspection Act (21 U.S.C. 679a) or section 30 of the Poul-  
11 try Products Inspection Act (21 U.S.C. 471).

12       SEC. 717. No employee of the Department of Agri-  
13 culture may be detailed or assigned from an agency or  
14 office funded by this Act to any other agency or office  
15 of the Department for more than 30 days unless the indi-  
16 vidual's employing agency or office is fully reimbursed by  
17 the receiving agency or office for the salary and expenses  
18 of the employee for the period of assignment.

19       SEC. 718. None of the funds appropriated or other-  
20 wise made available to the Department of Agriculture  
21 shall be used to transmit or otherwise make available to  
22 any non-Department of Agriculture employee questions or  
23 responses to questions that are a result of information re-  
24 quested for the appropriations hearing process.

1        SEC. 719. None of the funds made available to the  
2 Department of Agriculture by this Act may be used to ac-  
3 quire new information technology systems or significant  
4 upgrades, as determined by the Office of the Chief Infor-  
5 mation Officer, without the approval of the Chief Informa-  
6 tion Officer and the concurrence of the Executive Informa-  
7 tion Technology Investment Review Board: *Provided*, That  
8 notwithstanding any other provision of law, none of the  
9 funds appropriated or otherwise made available by this  
10 Act may be transferred to the Office of the Chief Informa-  
11 tion Officer without prior notification of the Committees  
12 on Appropriations of both Houses of Congress.

13        SEC. 720. (a) None of the funds provided by this Act,  
14 or provided by previous Appropriations Acts to the agen-  
15 cies funded by this Act that remain available for obligation  
16 or expenditure in fiscal year 2003, or provided from any  
17 accounts in the Treasury of the United States derived by  
18 the collection of fees available to the agencies funded by  
19 this Act, shall be available for obligation or expenditure  
20 through a reprogramming of funds which: (1) creates new  
21 programs; (2) eliminates a program, project, or activity;  
22 (3) increases funds or personnel by any means for any  
23 project or activity for which funds have been denied or  
24 restricted; (4) relocates an office or employees; (5) reorga-  
25 nizes offices, programs, or activities; or (6) contracts out

1 or privatizes any functions or activities presently per-  
2 formed by Federal employees; unless the Committees on  
3 Appropriations of both Houses of Congress are notified  
4 15 days in advance of such reprogramming of funds.

5 (b) None of the funds provided by this Act, or pro-  
6 vided by previous Appropriations Acts to the agencies  
7 funded by this Act that remain available for obligation or  
8 expenditure in fiscal year 2003, or provided from any ac-  
9 counts in the Treasury of the United States derived by  
10 the collection of fees available to the agencies funded by  
11 this Act, shall be available for obligation or expenditure  
12 for activities, programs, or projects through a reprogram-  
13 ming of funds in excess of \$500,000 or 10 percent, which-  
14 ever is less, that: (1) augments existing programs,  
15 projects, or activities; (2) reduces by 10 percent funding  
16 for any existing program, project, or activity, or numbers  
17 of personnel by 10 percent as approved by Congress; or  
18 (3) results from any general savings from a reduction in  
19 personnel which would result in a change in existing pro-  
20 grams, activities, or projects as approved by Congress; un-  
21 less the Committees on Appropriations of both Houses of  
22 Congress are notified 15 days in advance of such re-  
23 programming of funds.

24 (c) Agencies shall notify the Committees on Appro-  
25 priations of both Houses of Congress before implementing

1 a program or activity not carried out during the previous  
2 fiscal year unless the program or activity is funded by this  
3 Act or specifically funded by any other Act.

4       SEC. 721. With the exception of funds needed to ad-  
5 minister and conduct oversight of grants awarded and ob-  
6 ligations incurred prior to November 28, 2001, none of  
7 the funds appropriated or otherwise made available by this  
8 or any other Act may be used to pay the salaries and ex-  
9 penses of personnel to carry out the provisions of section  
10 401 of Public Law 105–185, the Initiative for Future Ag-  
11 riculture and Food Systems (7 U.S.C. 7621).

12       SEC. 722. None of the funds made available to the  
13 Food and Drug Administration by this Act shall be used  
14 to reduce the Detroit, Michigan, Food and Drug Adminis-  
15 tration District Office below the operating and full-time  
16 equivalent staffing level of July 31, 2000; or to change  
17 the Detroit District Office to a station, residence post or  
18 similarly modified office; or to reassign residence posts as-  
19 signed to the Detroit District Office: *Provided*, That this  
20 section shall not apply to Food and Drug Administration  
21 field laboratory facilities or operations currently located  
22 in Detroit, Michigan, except that field laboratory per-  
23 sonnel shall be assigned to locations in the general vicinity  
24 of Detroit, Michigan, pursuant to cooperative agreements

1 between the Food and Drug Administration and other lab-  
2 oratory facilities associated with the State of Michigan.

3       SEC. 723. None of the funds appropriated by this Act  
4 or any other Act shall be used to pay the salaries and  
5 expenses of personnel who prepare or submit appropria-  
6 tions language as part of the President's Budget submis-  
7 sion to the Congress of the United States for programs  
8 under the jurisdiction of the Appropriations Subcommit-  
9 tees on Agriculture, Rural Development, Food and Drug  
10 Administration, and Related Agencies that assumes reve-  
11 nues or reflects a reduction from the previous year due  
12 to user fee proposals that have not been enacted into law  
13 prior to the submission of the Budget unless such Budget  
14 submission identifies which additional spending reductions  
15 should occur in the event the user fee proposals are not  
16 enacted prior to the date of the convening of a committee  
17 of conference for the fiscal year 2004 appropriations Act.

18       SEC. 724. None of the funds made available by this  
19 Act or any other Act may be used to close or relocate a  
20 state Rural Development office unless or until cost effec-  
21 tiveness and enhancement of program delivery have been  
22 determined.

23       SEC. 725. Of any shipments of commodities made  
24 pursuant to section 416(b) of the Agricultural Act of 1949  
25 (7 U.S.C. 1431(b)), the Secretary of Agriculture shall, to



1 the extent practicable, direct that tonnage equal in value  
2 to not more than \$25,000,000 shall be made available to  
3 foreign countries to assist in mitigating the effects of the  
4 Human Immunodeficiency Virus and Acquired Immune  
5 Deficiency Syndrome on communities, including the provi-  
6 sion of—

7 (1) agricultural commodities to—

8 (A) individuals with Human Immuno-  
9 deficiency Virus or Acquired Immune Defi-  
10 ciency Syndrome in the communities; and

11 (B) households in the communities, par-  
12 ticularly individuals caring for orphaned chil-  
13 dren; and

14 (2) agricultural commodities monetized to pro-  
15 vide other assistance (including assistance under  
16 microcredit and microenterprise programs) to create  
17 or restore sustainable livelihoods among individuals  
18 in the communities, particularly individuals caring  
19 for orphaned children.

20 SEC. 726. In addition to amounts otherwise appro-  
21 priated or made available by this Act, \$4,000,000 is ap-  
22 propriated for the purpose of providing Bill Emerson and  
23 Mickey Leland Hunger Fellowships, as authorized by sec-  
24 tion 4404 of Public Law 107–171.

1        SEC. 727. Notwithstanding section 412 of the Agri-  
2 cultural Trade Development and Assistance Act of 1954  
3 (7 U.S.C. 1736f), any balances available to carry out title  
4 III of such Act as of the date of enactment of this Act,  
5 and any recoveries and reimbursements that become avail-  
6 able to carry out title III of such Act, may be used to  
7 carry out title II of such Act.

8        SEC. 728. Section 375(e)(6)(B) of the Consolidated  
9 Farm and Rural Development Act (7 U.S.C.  
10 2008j(e)(6)(B)) is amended by striking “\$26,000,000”  
11 and inserting “\$27,000,000”.

12        SEC. 729. Notwithstanding any other provision of  
13 law, the City of Coachella, California, shall be eligible for  
14 loans and grants provided through the Rural Community  
15 Advancement Program.

16        SEC. 730. Notwithstanding any other provision of  
17 law, the Secretary shall consider the City of Casa Grande,  
18 Arizona, as meeting the requirements of a rural area in  
19 section 520 of the Housing Act of 1949 (42 U.S.C. 1490).

20        SEC. 731. Notwithstanding any other provision of  
21 law, the Natural Resources Conservation Service shall pro-  
22 vide financial and technical assistance to the DuPage  
23 County, Illinois, Waynewood Drainage Improvement  
24 Project, from funds available for the Watershed and Flood  
25 Prevention Operations program, not to exceed \$1,600,000.

1        SEC. 732. Notwithstanding any other provision of  
2 law, from the funds appropriated to the Rural Utilities  
3 Service by this Act, any current Rural Utilities Service  
4 borrower within 100 miles of New York City shall be eligi-  
5 ble for additional financing, refinancing, collateral flexi-  
6 bility, and deferrals on an expedited basis without regard  
7 to population limitations for any financially feasible tele-  
8 communications, energy, or water project that assists en-  
9 deavors related to the rehabilitation, prevention, reloca-  
10 tion, site preparation, or relief efforts resulting from the  
11 terrorist events of September 11, 2001.

12        SEC. 733. In addition to amounts otherwise appro-  
13 priated or made available by this Act, \$100,000,000 is ap-  
14 propriated to the Secretary of Agriculture, to remain  
15 available until expended, for the purpose of making pay-  
16 ments for livestock losses to producers for 2002 losses in  
17 a county which has received an emergency designation by  
18 the President or the Secretary after January 1, 2002.

19        SEC. 734. None of the funds made available in this  
20 Act may be transferred to any department, agency, or in-  
21 strumentality of the United States Government, except  
22 pursuant to a transfer made by, or transfer authority pro-  
23 vided in, this Act or any other appropriation Act.

24        SEC. 735. Of the funds made available for the Export  
25 Enhancement Program, pursuant to section 301(e) of the

1 Agricultural Trade Act of 1978, as amended by Public  
2 Law 104–127, not more than \$28,000,000 shall be avail-  
3 able in fiscal year 2003.

4 SEC. 736. Funds appropriated by this Act shall be  
5 available for employment pursuant to the second sentence  
6 of section 706(a) of the Department of Agriculture Or-  
7 ganic Act of 1944 (7 U.S.C. 2225) and 5 U.S.C. 3109.

8 SEC. 737. Funds appropriated by this Act to the Ani-  
9 mal and Plant Health Inspection Service, Salaries and Ex-  
10 penses; Agricultural Marketing Service, Marketing Serv-  
11 ices; Grain Inspection, Packers and Stockyards Adminis-  
12 tration, Salaries and Expenses; and Food Safety and In-  
13 spection Service shall be available pursuant to 7 U.S.C.  
14 2250 for the alteration and repair of buildings and im-  
15 provements, but the cost of altering any one building dur-  
16 ing the fiscal year shall not exceed 10 percent of the cur-  
17 rent replacement value of the building.

18 SEC. 738. The Secretary of Agriculture shall use  
19 funds of the Commodity Credit Corporation, not to exceed  
20 \$18,200,000, to remain available until expended, to com-  
21 pensate Florida commercial citrus and lime growers for  
22 lost production with respect to trees removed to control  
23 citrus canker, and certified citrus nursery stocks within  
24 the Citrus Canker quarantine areas, as determined by the  
25 Secretary of Agriculture: *Provided*, That to receive assist-

1 ance under this section, a tree must have been removed  
2 after September 30, 2001.

3 SEC. 739. None of the funds appropriated or other-  
4 wise made available by this Act shall be used to pay the  
5 salaries and expenses of personnel to release information  
6 that may be used by individuals or terrorist organizations  
7 for the purpose of targeting biomedical or agricultural re-  
8 search facilities or personnel employed in biomedical or ag-  
9 ricultural research.

10 SEC. 740. Notwithstanding any other provision of  
11 law, the Municipality of Carolina, Puerto Rico, shall be  
12 eligible for grants and loans administered by the Rural  
13 Utilities Service.

14 SEC. 741. None of the funds appropriated or other-  
15 wise made available by this Act shall be used to pay the  
16 salaries and expenses of personnel to carry out the provi-  
17 sions of section 7404 of Public Law 107–171.

18 SEC. 742. The Agricultural Marketing Service and  
19 the Grain Inspection, Packers and Stockyards Administra-  
20 tion, that have statutory authority to purchase interest  
21 bearing investments outside of Treasury, are not required  
22 to establish obligations and outlays for those investments,  
23 provided those investments are insured by FDIC or are  
24 collateralized at the Federal Reserve with securities ap-

1 proved by the Federal Reserve, operating under the guide-  
2 lines of the U.S. Treasury.

3 SEC. 743. Notwithstanding any other provision of  
4 law, the City of Starkville, Mississippi, shall be eligible for  
5 loans and grants provided through the Rural Community  
6 Advancement Program.

7 SEC. 744. Of the funds made available under section  
8 27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2011 et  
9 seq.), the Secretary may use up to \$10,000,000 for costs  
10 associated with the distribution of commodities.

11 SEC. 745. None of the funds appropriated or other-  
12 wise made available by this Act shall be used to pay the  
13 salaries and expenses of personnel to enroll in excess of  
14 245,833 acres in the calendar year 2003 wetlands reserve  
15 program as authorized by 16 U.S.C. 3837.

16 SEC. 746. None of the funds appropriated or other-  
17 wise made available by this Act shall be used to pay the  
18 salaries and expenses of personnel who carry out an envi-  
19 ronmental quality incentives program authorized by chap-  
20 ter 4 of subtitle D of title XII of the Food Security Act  
21 of 1985 (16 U.S.C. 3839aa et seq.) in excess of  
22 \$695,000,000.

23 SEC. 747. None of the funds appropriated or other-  
24 wise made available by this Act shall be used to pay the  
25 salaries and expenses of personnel to carry out the provi-

1 sions of the Conservation Security Program (subtitle D  
2 of title XII of the Food Security Act of 1985, chapter 2  
3 (16 U.S.C. 3830 et seq.)), if such program extends beyond  
4 the State of Iowa.

5 SEC. 748. Notwithstanding any other provision of  
6 law, Hollister, Salinas, and Watsonville, California, shall  
7 be eligible to participate in rural housing programs admin-  
8 istered by the Rural Housing Service.

9 SEC. 749. None of the funds appropriated in this Act  
10 may be used to consolidate the Food and Drug Adminis-  
11 tration Office of Public Affairs and Office of Legislation  
12 at the Office of the Secretary of Health and Human Serv-  
13 ices.

14 SEC. 750. Section 844 of the Agriculture, Rural De-  
15 velopment, Food and Drug Administration, and Related  
16 Agencies Appropriations Act, 2001 (as enacted into law  
17 by Public Law 106–387 and amended by section 101(9)  
18 of Public Law 106–554, the Miscellaneous Appropriations  
19 Act, 2001), is amended by striking, in subsection  
20 (a)(2)(B), “other” the first place it appears.

21 SEC. 751. Notwithstanding any other provision of  
22 law, the Secretary of Agriculture shall consider the City  
23 of Vicksburg, Mississippi, as meeting the requirements of  
24 a rural area in section 520 of the Housing Act of 1949  
25 (42 U.S.C. 1490).

1       SEC. 752. The \$5,000,000 of unobligated balances  
2 available at the beginning of fiscal year 2003 for the ex-  
3 perimental Rural Clean Water Program authorized under  
4 the headings “AGRICULTURAL STABILIZATION  
5 AND CONSERVATION SERVICE—RURAL CLEAN  
6 WATER PROGRAM” in Public Law 96–108 (93 Stat.  
7 835) and Public Law 96–528 (94 Stat. 3111) are hereby  
8 rescinded.

9       SEC. 753. (a) LIMITATION.—None of the funds made  
10 available in this Act or any other Act may be obligated  
11 for payment on any new contract to a subsidiary of a pub-  
12 licly traded corporation if the corporation is incorporated  
13 in a tax haven country but the United States is the prin-  
14 cipal market for the public trading of the corporation’s  
15 stock.

16       (b) DEFINITION.—For purposes of subsection (a),  
17 the term “tax haven country” means each of the following:  
18 Barbados, Bermuda, British Virgin Islands, Cayman Is-  
19 lands, Commonwealth of the Bahamas, Cyprus, Gibraltar,  
20 Isle of Man, the Principality of Liechtenstein, the Princi-  
21 pality of Monaco, and the Republic of the Seychelles.

22       (c) WAIVER.—The President may waive subsection  
23 (a) with respect to any specific contract if the President  
24 certifies to the Appropriations Committees that the waiver  
25 is required in the interest of national security.



1        This Act may be cited as the “Agriculture, Rural De-  
2    velopment, Food and Drug Administration, and Related  
3    Agencies Appropriations Act, 2003”.

**Union Calendar No. 374**

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

**H. R. 5263**

**[Report No. 107-623]**

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**A BILL**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2003, and for other purposes.

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JULY 26, 2002

Committed to the Committee of the Whole House on  
the State of the Union and ordered to be printed