

**Calendar No. 91**

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**S. 1191**

**[Report No. 107–41]**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2002, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 18, 2001

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

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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, 2002, and for other purposes.

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

1 ending September 30, 2002, and for other purposes,  
2 namely:

## 3 TITLE I

### 4 AGRICULTURAL PROGRAMS

#### 5 PRODUCTION, PROCESSING, AND MARKETING

##### 6 OFFICE OF THE SECRETARY

7 For necessary expenses of the Office of the Secretary  
8 of Agriculture, and not to exceed \$75,000 for employment  
9 under 5 U.S.C. 3109, \$2,992,000: *Provided*, That not to  
10 exceed \$11,000 of this amount shall be available for offi-  
11 cial reception and representation expenses, not otherwise  
12 provided for, as determined by the Secretary: *Provided*  
13 *further*, That none of the funds appropriated or otherwise  
14 made available by this Act may be used to pay the salaries  
15 and expenses of personnel of the Department of Agri-  
16 culture to carry out section 793(c)(1)(C) of Public Law  
17 104–127: *Provided further*, That none of the funds made  
18 available by this Act may be used to enforce section 793(d)  
19 of Public Law 104–127.

##### 20 EXECUTIVE OPERATIONS

##### 21 CHIEF ECONOMIST

22 For necessary expenses of the Chief Economist, in-  
23 cluding economic analysis, risk assessment, cost-benefit  
24 analysis, energy and new uses, and the functions of the  
25 World Agricultural Outlook Board, as authorized by the

1 Agricultural Marketing Act of 1946 (7 U.S.C. 1622g), and  
 2 including employment pursuant to the second sentence of  
 3 section 706(a) of the Organic Act of 1944 (7 U.S.C.  
 4 2225), of which not to exceed \$5,000 is for employment  
 5 under 5 U.S.C. 3109, \$7,648,000.

6 NATIONAL APPEALS DIVISION

7 For necessary expenses of the National Appeals Divi-  
 8 sion, including employment pursuant to the second sen-  
 9 tence of section 706(a) of the Organic Act of 1944 (7  
 10 U.S.C. 2225), of which not to exceed \$25,000 is for em-  
 11 ployment under 5 U.S.C. 3109, \$12,766,000.

12 OFFICE OF BUDGET AND PROGRAM ANALYSIS

13 For necessary expenses of the Office of Budget and  
 14 Program Analysis, including employment pursuant to the  
 15 second sentence of section 706(a) of the Organic Act of  
 16 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is  
 17 for employment under 5 U.S.C. 3109, \$6,978,000.

18 OFFICE OF THE CHIEF INFORMATION OFFICER

19 For necessary expenses of the Office of the Chief In-  
 20 formation Officer, including employment pursuant to the  
 21 second sentence of section 706(a) of the Organic Act of  
 22 1944 (7 U.S.C. 2225), of which not to exceed \$10,000  
 23 is for employment under 5 U.S.C. 3109, \$10,261,000.

24 COMMON COMPUTING ENVIRONMENT

25 For necessary expenses to acquire a Common Com-  
 26 puting Environment for the Natural Resources Conserva-

tion Service, the Farm and Foreign Agricultural Service and Rural Development mission areas for information technology, systems, and services, \$59,369,000, to remain available until expended, for the capital asset acquisition of shared information technology systems, including services as authorized by 7 U.S.C. 6915–16 and 40 U.S.C. 1421–28: *Provided*, That obligation of these funds shall be consistent with the Department of Agriculture Service Center Modernization Plan of the county-based agencies, and shall be with the concurrence of the Department’s Chief Information Officer.

#### OFFICE OF THE CHIEF FINANCIAL OFFICER

For necessary expenses of the Office of the Chief Financial Officer, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$10,000 is for employment under 5 U.S.C. 3109, \$5,335,000: *Provided*, That the Chief Financial Officer shall actively market and expand cross-servicing activities of the National Finance Center.

#### OFFICE OF THE ASSISTANT SECRETARY FOR ADMINISTRATION

For necessary salaries and expenses of the Office of the Assistant Secretary for Administration to carry out the programs funded by this Act, \$647,000.

1 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL  
2 PAYMENTS  
3 (INCLUDING TRANSFERS OF FUNDS)

4 For payment of space rental and related costs pursu-  
5 ant to Public Law 92–313, including authorities pursuant  
6 to the 1984 delegation of authority from the Adminis-  
7 trator of General Services to the Department of Agri-  
8 culture under 40 U.S.C. 486, for programs and activities  
9 of the Department which are included in this Act, and for  
10 alterations and other actions needed for the Department  
11 and its agencies to consolidate unneeded space into con-  
12 figurations suitable for release to the Administrator of  
13 General Services, and for the operation, maintenance, im-  
14 provement, and repair of Agriculture buildings,  
15 \$187,581,000, to remain available until expended: *Pro-*  
16 *vided*, That in the event an agency within the Department  
17 should require modification of space needs, the Secretary  
18 of Agriculture may transfer a share of that agency’s ap-  
19 propriation made available by this Act to this appropria-  
20 tion, or may transfer a share of this appropriation to that  
21 agency’s appropriation, but such transfers shall not exceed  
22 5 percent of the funds made available for space rental and  
23 related costs to or from this account.

## HAZARDOUS MATERIALS MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Department of Agriculture, to comply with the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9601 et seq., and the Resource Conservation and Recovery Act, 42 U.S.C. 6901 et seq., \$15,665,000, to remain available until expended: *Provided*, That appropriations and funds available herein to the Department for Hazardous Materials Management may be transferred to any agency of the Department for its use in meeting all requirements pursuant to the above Acts on Federal and non-Federal lands.

## DEPARTMENTAL ADMINISTRATION

(INCLUDING TRANSFERS OF FUNDS)

For Departmental Administration, \$37,079,000, to provide for necessary expenses for management support services to offices of the Department and for general administration and disaster management of the Department, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which not to exceed \$10,000 is for employment under 5

1 U.S.C. 3109: *Provided*, That this appropriation shall be  
2 reimbursed from applicable appropriations in this Act for  
3 travel expenses incident to the holding of hearings as re-  
4 quired by 5 U.S.C. 551–558.

5 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

6 For grants and contracts pursuant to section 2501  
7 of the Food, Agriculture, Conservation, and Trade Act of  
8 1990 (7 U.S.C. 2279), \$3,493,000, to remain available  
9 until expended.

10 OFFICE OF THE ASSISTANT SECRETARY FOR

11 CONGRESSIONAL RELATIONS

12 (INCLUDING TRANSFERS OF FUNDS)

13 For necessary salaries and expenses of the Office of  
14 the Assistant Secretary for Congressional Relations to  
15 carry out the programs funded by this Act, including pro-  
16 grams involving intergovernmental affairs and liaison  
17 within the executive branch, \$3,684,000: *Provided*, That  
18 these funds may be transferred to agencies of the Depart-  
19 ment of Agriculture funded by this Act to maintain per-  
20 sonnel at the agency level: *Provided further*, That no other  
21 funds appropriated to the Department by this Act shall  
22 be available to the Department for support of activities  
23 of congressional relations.

24 OFFICE OF COMMUNICATIONS

25 For necessary expenses to carry on services relating  
26 to the coordination of programs involving public affairs,

1 for the dissemination of agricultural information, and the  
2 coordination of information, work, and programs author-  
3 ized by Congress in the Department, \$8,894,000, includ-  
4 ing employment pursuant to the second sentence of section  
5 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of  
6 which not to exceed \$10,000 shall be available for employ-  
7 ment under 5 U.S.C. 3109, and not to exceed \$2,000,000  
8 may be used for farmers' bulletins.

9 OFFICE OF THE INSPECTOR GENERAL

10 For necessary expenses of the Office of the Inspector  
11 General, including employment pursuant to the second  
12 sentence of section 706(a) of the Organic Act of 1944 (7  
13 U.S.C. 2225), and the Inspector General Act of 1978,  
14 \$70,839,000, including such sums as may be necessary for  
15 contracting and other arrangements with public agencies  
16 and private persons pursuant to section 6(a)(9) of the In-  
17 spector General Act of 1978, including not to exceed  
18 \$50,000 for employment under 5 U.S.C. 3109; and includ-  
19 ing not to exceed \$125,000 for certain confidential oper-  
20 ational expenses, including the payment of informants, to  
21 be expended under the direction of the Inspector General  
22 pursuant to Public Law 95-452 and section 1337 of Pub-  
23 lic Law 97-98.



1                   OFFICE OF THE GENERAL COUNSEL

2           For necessary expenses of the Office of the General  
3 Counsel, \$32,627,000.

4           OFFICE OF THE UNDER SECRETARY FOR RESEARCH,  
5                   EDUCATION AND ECONOMICS

6           For necessary salaries and expenses of the Office of  
7 the Under Secretary for Research, Education and Eco-  
8 nomics to administer the laws enacted by the Congress  
9 for the Economic Research Service, the National Agricul-  
10 tural Statistics Service, the Agricultural Research Service,  
11 and the Cooperative State Research, Education, and Ex-  
12 tension Service, \$573,000.

13                   ECONOMIC RESEARCH SERVICE

14           For necessary expenses of the Economic Research  
15 Service in conducting economic research and analysis, as  
16 authorized by the Agricultural Marketing Act of 1946 (7  
17 U.S.C. 1621–1627) and other laws, \$67,200,000: *Pro-*  
18 *vided*, That this appropriation shall be available for em-  
19 ployment pursuant to the second sentence of section  
20 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

21           NATIONAL AGRICULTURAL STATISTICS SERVICE

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

1 veys, and the Census of Agriculture, as authorized by 7  
 2 U.S.C. 1621–1627, Public Law 105–113, and other laws,  
 3 \$113,786,000, of which up to \$25,350,000 shall be avail-  
 4 able until expended for the Census of Agriculture: *Pro-*  
 5 *vided*, That this appropriation shall be available for em-  
 6 ployment pursuant to the second sentence of section  
 7 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and  
 8 not to exceed \$40,000 shall be available for employment  
 9 under 5 U.S.C. 3109.

#### 10 AGRICULTURAL RESEARCH SERVICE

#### 11 SALARIES AND EXPENSES

12 For necessary expenses to enable the Agricultural Re-  
 13 search Service to perform agricultural research and dem-  
 14 onstration relating to production, utilization, marketing,  
 15 and distribution (not otherwise provided for); home eco-  
 16 nomics or nutrition and consumer use including the acqui-  
 17 sition, preservation, and dissemination of agricultural in-  
 18 formation; and for acquisition of lands by donation, ex-  
 19 change, or purchase at a nominal cost not to exceed \$100,  
 20 and for land exchanges where the lands exchanged shall  
 21 be of equal value or shall be equalized by a payment of  
 22 money to the grantor which shall not exceed 25 percent  
 23 of the total value of the land or interests transferred out  
 24 of Federal ownership, \$1,004,738,000: *Provided*, That ap-  
 25 propriations hereunder shall be available for temporary

1 employment pursuant to the second sentence of section  
2 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and  
3 not to exceed \$115,000 shall be available for employment  
4 under 5 U.S.C. 3109: *Provided further*, That appropria-  
5 tions hereunder shall be available for the operation and  
6 maintenance of aircraft and the purchase of not to exceed  
7 one for replacement only: *Provided further*, That appro-  
8 priations hereunder shall be available pursuant to 7  
9 U.S.C. 2250 for the construction, alteration, and repair  
10 of buildings and improvements, but unless otherwise pro-  
11 vided, the cost of constructing any one building shall not  
12 exceed \$375,000, except for headhouses or greenhouses  
13 which shall each be limited to \$1,200,000, and except for  
14 10 buildings to be constructed or improved at a cost not  
15 to exceed \$750,000 each, and the cost of altering any one  
16 building during the fiscal year shall not exceed 10 percent  
17 of the current replacement value of the building or  
18 \$375,000, whichever is greater: *Provided further*, That the  
19 limitations on alterations contained in this Act shall not  
20 apply to modernization or replacement of existing facilities  
21 at Beltsville, Maryland: *Provided further*, That appropria-  
22 tions hereunder shall be available for granting easements  
23 at the Beltsville Agricultural Research Center, including  
24 an easement to the University of Maryland to construct  
25 the Transgenic Animal Facility which upon completion

1 shall be accepted by the Secretary as a gift: *Provided fur-*  
2 *ther*, That the foregoing limitations shall not apply to re-  
3 placement of buildings needed to carry out the Act of April  
4 24, 1948 (21 U.S.C. 113a): *Provided further*, That funds  
5 may be received from any State, other political subdivi-  
6 sion, organization, or individual for the purpose of estab-  
7 lishing or operating any research facility or research  
8 project of the Agricultural Research Service, as authorized  
9 by law.

10       None of the funds in the foregoing paragraph shall  
11 be available to carry out research related to the produc-  
12 tion, processing or marketing of tobacco or tobacco prod-  
13 ucts.

14       In fiscal year 2002, the agency is authorized to  
15 charge fees, commensurate with the fair market value, for  
16 any permit, easement, lease, or other special use author-  
17 ization for the occupancy or use of land and facilities (in-  
18 cluding land and facilities at the Beltsville Agricultural  
19 Research Center) issued by the agency, as authorized by  
20 law, and such fees shall be credited to this account, and  
21 shall remain available until expended for authorized pur-  
22 poses.

23                               BUILDINGS AND FACILITIES

24       For acquisition of land, construction, repair, improve-  
25 ment, extension, alteration, and purchase of fixed equip-  
26 ment or facilities as necessary to carry out the agricultural

1 research programs of the Department of Agriculture,  
 2 where not otherwise provided, \$99,625,000, to remain  
 3 available until expended (7 U.S.C. 2209b): *Provided*, That  
 4 funds may be received from any State, other political sub-  
 5 division, organization, or individual for the purpose of es-  
 6 tablishing any research facility of the Agricultural Re-  
 7 search Service, as authorized by law.

8 COOPERATIVE STATE RESEARCH, EDUCATION, AND  
 9 EXTENSION SERVICE

10 RESEARCH AND EDUCATION ACTIVITIES

11 For payments to agricultural experiment stations, for  
 12 cooperative forestry and other research, for facilities, and  
 13 for other expenses, \$542,580,000, as follows: to carry out  
 14 the provisions of the Hatch Act (7 U.S.C. 361a-i),  
 15 \$180,148,000; for grants for cooperative forestry research  
 16 (16 U.S.C. 582a-a7), \$21,884,000; for payments to the  
 17 1890 land-grant colleges, including Tuskegee University  
 18 (7 U.S.C. 3222), \$32,604,000, of which \$998,000 shall  
 19 be made available to West Virginia State College in Insti-  
 20 tute, West Virginia; for special grants for agricultural re-  
 21 search (7 U.S.C. 450i(c)), \$84,040,000; for special grants  
 22 for agricultural research on improved pest control (7  
 23 U.S.C. 450i(c)), \$14,691,000; for competitive research  
 24 grants (7 U.S.C. 450i(b)), \$137,000,000; for the support  
 25 of animal health and disease programs (7 U.S.C. 3195),

1 \$5,098,000; for supplemental and alternative crops and  
2 products (7 U.S.C. 3319d), \$898,000; for grants for re-  
3 search pursuant to the Critical Agricultural Materials Act  
4 of 1984 (7 U.S.C. 178) and section 1472 of the Food and  
5 Agriculture Act of 1977 (7 U.S.C. 3318), \$800,000, to  
6 remain available until expended; for the 1994 research  
7 program (7 U.S.C. 301 note), \$998,000, to remain avail-  
8 able until expended; for higher education graduate fellow-  
9 ship grants (7 U.S.C. 3152(b)(6)), \$2,993,000, to remain  
10 available until expended (7 U.S.C. 2209b); for higher edu-  
11 cation challenge grants (7 U.S.C. 3152(b)(1)),  
12 \$4,340,000; for a higher education multicultural scholars  
13 program (7 U.S.C. 3152(b)(5)), \$998,000, to remain  
14 available until expended (7 U.S.C. 2209b); for an edu-  
15 cation grants program for Hispanic-serving Institutions (7  
16 U.S.C. 3241), \$3,492,000; for noncompetitive grants for  
17 the purpose of carrying out all provisions of 7 U.S.C. 3242  
18 (Section 759 of Public Law 106–78) to individual eligible  
19 institutions or consortia of eligible institutions in Alaska  
20 and in Hawaii, with funds awarded equally to each of the  
21 States of Alaska and Hawaii, \$3,000,000; for a secondary  
22 agriculture education program and 2-year post-secondary  
23 education (7 U.S.C. 3152(h)), \$1,000,000; for aqua-  
24 culture grants (7 U.S.C. 3322), \$4,000,000; for sustain-  
25 able agriculture research and education (7 U.S.C. 5811),

1 \$13,000,000; for a program of capacity building grants  
2 (7 U.S.C. 3152(b)(4)) to colleges eligible to receive funds  
3 under the Act of August 30, 1890 (7 U.S.C. 321–326 and  
4 328), including Tuskegee University, \$9,479,000, to re-  
5 main available until expended (7 U.S.C. 2209b); for pay-  
6 ments to the 1994 Institutions pursuant to section  
7 534(a)(1) of Public Law 103–382, \$1,549,000; and for  
8 necessary expenses of Research and Education Activities,  
9 of which not to exceed \$100,000 shall be for employment  
10 under 5 U.S.C. 3109, \$20,568,000.

11       None of the funds in the foregoing paragraph shall  
12 be available to carry out research related to the produc-  
13 tion, processing or marketing of tobacco or tobacco prod-  
14 ucts: *Provided*, That this paragraph shall not apply to re-  
15 search on the medical, biotechnological, food, and indus-  
16 trial uses of tobacco.

17       NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

18       For the Native American Institutions Endowment  
19 Fund authorized by Public Law 103–382 (7 U.S.C. 301  
20 note), \$7,100,000: *Provided*, That hereafter, any distribu-  
21 tion of the adjusted income from the Native American In-  
22 stitutions Endowment Fund is authorized to be used for  
23 facility renovation, repair, construction, and maintenance,  
24 in addition to other authorized purposes.

## 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, \$434,038,000,  
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, \$275,940,000; 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, \$4,700,000; 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), \$13,500,000, to remain available until expended;  
23 payments for the rural development centers under section  
24 3(d) of the Act, \$1,000,000; payments for youth-at-risk  
25 programs under section 3(d) of the Act, \$8,481,000; for



1 youth farm safety education and certification extension  
2 grants, to be awarded competitively under section 3(d) of  
3 the Act, \$499,000; payments for carrying out the provi-  
4 sions of the Renewable Resources Extension Act of 1978,  
5 \$5,000,000; payments for Indian reservation agents under  
6 section 3(d) of the Act, \$1,996,000; payments for sustain-  
7 able agriculture programs under section 3(d) of the Act,  
8 \$4,500,000; payments for rural health and safety edu-  
9 cation as authorized by section 2390 of Public Law 101–  
10 624 (7 U.S.C. 2661 note, 2662), \$2,622,000; payments  
11 for cooperative extension work by the colleges receiving the  
12 benefits of the second Morrill Act (7 U.S.C. 321–326 and  
13 328) and Tuskegee University, \$28,181,000, of which  
14 \$998,000 shall be made available to West Virginia State  
15 College in Institute, West Virginia; and for Federal ad-  
16 ministration and coordination including administration of  
17 the Smith-Lever Act, and the Act of September 29, 1977  
18 (7 U.S.C. 341–349), and section 1361(c) of the Act of  
19 October 3, 1980 (7 U.S.C. 301 note), and to coordinate  
20 and provide program leadership for the extension work of  
21 the Department and the several States and insular posses-  
22 sions, \$15,021,000: *Provided*, That funds hereby appro-  
23 priated pursuant to section 3(c) of the Act of June 26,  
24 1953, and section 506 of the Act of June 23, 1972, shall  
25 not be paid to any State, the District of Columbia, Puerto

1 Rico, Guam, or the Virgin Islands, Micronesia, Northern  
2 Marianas, and American Samoa prior to availability of an  
3 equal sum from non-Federal sources for expenditure dur-  
4 ing the current fiscal year.

5 INTEGRATED ACTIVITIES

6 For the integrated research, education, and extension  
7 competitive grants programs, including necessary adminis-  
8 trative expenses, as authorized under section 406 of the  
9 Agricultural Research, Extension, and Education Reform  
10 Act of 1998 (7 U.S.C. 7626), \$42,350,000, as follows:  
11 payments for the water quality program, \$12,971,000;  
12 payments for the food safety program, \$14,967,000; pay-  
13 ments for the national agriculture pesticide impact assess-  
14 ment program, \$4,531,000; payments for the Food Qual-  
15 ity Protection Act risk mitigation program for major food  
16 crop systems, \$4,889,000; payments for the crops affected  
17 by Food Quality Protection Act implementation,  
18 \$1,497,000; payments for the methyl bromide transition  
19 program, \$2,495,000; and payments for the organic tran-  
20 sition program, \$1,000,000.

21 OFFICE OF THE UNDER SECRETARY FOR MARKETING  
22 AND REGULATORY PROGRAMS

23 For necessary salaries and expenses of the Office of  
24 the Under Secretary for Marketing and Regulatory Pro-  
25 grams to administer programs under the laws enacted by  
26 the Congress for the Animal and Plant Health Inspection

1 Service; the Agricultural Marketing Service; and the Grain  
 2 Inspection, Packers and Stockyards Administration;  
 3 \$654,000.

4 ANIMAL AND PLANT HEALTH INSPECTION SERVICE  
 5 SALARIES AND EXPENSES  
 6 (INCLUDING TRANSFERS OF FUNDS)

7 For expenses, not otherwise provided for, including  
 8 those pursuant to the Act of February 28, 1947 (21  
 9 U.S.C. 114b–c), necessary to prevent, control, and eradi-  
 10 cate pests and plant and animal diseases; to carry out in-  
 11 spection, quarantine, and regulatory activities; to dis-  
 12 charge the authorities of the Secretary of Agriculture  
 13 under the Acts of March 2, 1931 (46 Stat. 1468) and  
 14 December 22, 1987 (101 Stat. 1329–1331) (7 U.S.C.  
 15 426–426c); and to protect the environment, as authorized  
 16 by law, \$602,754,000, of which \$4,096,000 shall be avail-  
 17 able for the control of outbreaks of insects, plant diseases,  
 18 animal diseases and for control of pest animals and birds  
 19 to the extent necessary to meet emergency conditions; of  
 20 which \$79,157,000 shall be used for the boll weevil eradi-  
 21 cation program for cost share purposes or for debt retire-  
 22 ment for active eradication zones: *Provided*, That no funds  
 23 shall be used to formulate or administer a brucellosis  
 24 eradication program for the current fiscal year that does  
 25 not require minimum matching by the States of at least  
 26 40 percent: *Provided further*, That this appropriation shall

1 be available for field employment pursuant to the second  
2 sentence of section 706(a) of the Organic Act of 1944 (7  
3 U.S.C. 2225), and not to exceed \$40,000 shall be available  
4 for employment under 5 U.S.C. 3109: *Provided further*,  
5 That this appropriation shall be available for the operation  
6 and maintenance of aircraft and the purchase of not to  
7 exceed four, of which two shall be for replacement only:  
8 *Provided further*, That, in addition, in emergencies which  
9 threaten any segment of the agricultural production indus-  
10 try of this country, the Secretary may transfer from other  
11 appropriations or funds available to the agencies or cor-  
12 porations of the Department such sums as may be deemed  
13 necessary, to be available only in such emergencies for the  
14 arrest and eradication of contagious or infectious disease  
15 or pests of animals, poultry, or plants, and for expenses  
16 in accordance with the Act of February 28, 1947, and sec-  
17 tion 102 of the Act of September 21, 1944, and any unex-  
18 pended balances of funds transferred for such emergency  
19 purposes in the preceding fiscal year shall be merged with  
20 such transferred amounts: *Provided further*, That appro-  
21 priations hereunder shall be available pursuant to law (7  
22 U.S.C. 2250) for the repair and alteration of leased build-  
23 ings and improvements, but unless otherwise provided the  
24 cost of altering any one building during the fiscal year

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

3       In fiscal year 2002, the agency is authorized to collect  
4 fees to cover the total costs of providing technical assist-  
5 ance, goods, or services requested by States, other political  
6 subdivisions, domestic and international organizations,  
7 foreign governments, or individuals, provided that such  
8 fees are structured such that any entity's liability for such  
9 fees is reasonably based on the technical assistance, goods,  
10 or services provided to the entity by the agency, and such  
11 fees shall be credited to this account, to remain available  
12 until expended, without further appropriation, for pro-  
13 viding such assistance, goods, or services.

14       Of the total amount available under this heading in  
15 fiscal year 2002, \$84,813,000 shall be derived from user  
16 fees deposited in the Agricultural Quarantine Inspection  
17 User Fee Account.

18                               BUILDINGS AND FACILITIES

19       For plans, construction, repair, preventive mainte-  
20 nance, environmental support, improvement, extension, al-  
21 teration, and purchase of fixed equipment or facilities, as  
22 authorized by 7 U.S.C. 2250, and acquisition of land as  
23 authorized by 7 U.S.C. 428a, \$5,189,000, to remain avail-  
24 able until expended.

## 1            AGRICULTURAL MARKETING SERVICE

## 2                            MARKETING SERVICES

3            For necessary expenses to carry out services related  
4 to consumer protection, agricultural marketing and dis-  
5 tribution, transportation, and regulatory programs, as au-  
6 thorized by law, and for administration and coordination  
7 of payments to States, including field employment pursu-  
8 ant to the second sentence of section 706(a) of the Or-  
9 ganic Act of 1944 (7 U.S.C. 2225) and not to exceed  
10 \$90,000 for employment under 5 U.S.C. 3109,  
11 \$71,430,000, including funds for the wholesale market de-  
12 velopment program for the design and development of  
13 wholesale and farmer market facilities for the major met-  
14 ropolitan areas of the country: *Provided*, That this appro-  
15 priation shall be available pursuant to law (7 U.S.C. 2250)  
16 for the alteration and repair of buildings and improve-  
17 ments, but the cost of altering any one building during  
18 the fiscal year shall not exceed 10 percent of the current  
19 replacement value of the building.

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

## 23                            LIMITATION ON ADMINISTRATIVE EXPENSES

24            Not to exceed \$60,596,000 (from fees collected) shall  
25 be obligated during the current fiscal year for administra-  
26 tive expenses: *Provided*, That if crop size is understated

1 and/or other uncontrollable events occur, the agency may  
2 exceed this limitation by up to 10 percent with notification  
3 to the Committees on Appropriations of both Houses of  
4 Congress.

5 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

6 SUPPLY (SECTION 32)

7 (INCLUDING TRANSFERS OF FUNDS)

8 Funds available under section 32 of the Act of Au-  
9 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-  
10 modity program expenses as authorized therein, and other  
11 related operating expenses, except for: (1) transfers to the  
12 Department of Commerce as authorized by the Fish and  
13 Wildlife Act of August 8, 1956; (2) transfers otherwise  
14 provided in this Act; and (3) not more than \$13,874,000  
15 for formulation and administration of marketing agree-  
16 ments and orders pursuant to the Agricultural Marketing  
17 Agreement Act of 1937 and the Agricultural Act of 1961.

18 PAYMENTS TO STATES AND POSSESSIONS

19 For payments to departments of agriculture, bureaus  
20 and departments of markets, and similar agencies for  
21 marketing activities under section 204(b) of the Agricul-  
22 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),  
23 \$1,347,000.

## 1       GRAIN INSPECTION, PACKERS AND STOCKYARDS

## 2                               ADMINISTRATION

## 3                               SALARIES AND EXPENSES

4       For necessary expenses to carry out the provisions  
5 of the United States Grain Standards Act, for the admin-  
6 istration of the Packers and Stockyards Act, for certifying  
7 procedures used to protect purchasers of farm products,  
8 and the standardization activities related to grain under  
9 the Agricultural Marketing Act of 1946, including field  
10 employment pursuant to the second sentence of section  
11 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and  
12 not to exceed \$25,000 for employment under 5 U.S.C.  
13 3109, \$34,000,000: *Provided*, That this appropriation  
14 shall be available pursuant to law (7 U.S.C. 2250) for the  
15 alteration and repair of buildings and improvements, but  
16 the cost of altering any one building during the fiscal year  
17 shall not exceed 10 percent of the current replacement  
18 value of the building.

## 19       LIMITATION ON INSPECTION AND WEIGHING SERVICES

## 20                               EXPENSES

21       Not to exceed \$42,463,000 (from fees collected) shall  
22 be obligated during the current fiscal year for inspection  
23 and weighing services: *Provided*, That if grain export ac-  
24 tivities require additional supervision and oversight, or  
25 other uncontrollable factors occur, this limitation may be



1 exceeded by up to 10 percent with notification to the Com-  
2 mittees on Appropriations of both Houses of Congress.

3 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

4 For necessary salaries and expenses of the Office of  
5 the Under Secretary for Food Safety to administer the  
6 laws enacted by the Congress for the Food Safety and In-  
7 spection Service, \$476,000.

8 FOOD SAFETY AND INSPECTION SERVICE

9 For necessary expenses to carry out services author-  
10 ized by the Federal Meat Inspection Act, the Poultry  
11 Products Inspection Act, and the Egg Products Inspection  
12 Act, including not to exceed \$50,000 for representation  
13 allowances and for expenses pursuant to section 8 of the  
14 Act approved August 3, 1956 (7 U.S.C. 1766),  
15 \$715,747,000, of which no less than \$608,730,000 shall  
16 be available for Federal food inspection; and in addition,  
17 \$1,000,000 may be credited to this account from fees col-  
18 lected for the cost of laboratory accreditation as author-  
19 ized by section 1017 of Public Law 102-237: *Provided*,  
20 That this appropriation shall be available for field employ-  
21 ment pursuant to the second sentence of section 706(a)  
22 of the Organic Act of 1944 (7 U.S.C. 2225), and not to  
23 exceed \$75,000 shall be available for employment under  
24 5 U.S.C. 3109: *Provided further*, That this appropriation  
25 shall be available pursuant to law (7 U.S.C. 2250) for the

1 alteration and repair of buildings and improvements, but  
 2 the cost of altering any one building during the fiscal year  
 3 shall not exceed 10 percent of the current replacement  
 4 value of the building.

5 OFFICE OF THE UNDER SECRETARY FOR FARM AND  
 6 FOREIGN AGRICULTURAL SERVICES

7 For necessary salaries and expenses of the Office of  
 8 the Under Secretary for Farm and Foreign Agricultural  
 9 Services to administer the laws enacted by Congress for  
 10 the Farm Service Agency, the Foreign Agricultural Serv-  
 11 ice, the Risk Management Agency, and the Commodity  
 12 Credit Corporation, \$606,000.

13 FARM SERVICE AGENCY

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses for carrying out the adminis-  
 17 tration and implementation of programs administered by  
 18 the Farm Service Agency, \$939,030,000: *Provided*, That  
 19 the Secretary is authorized to use the services, facilities,  
 20 and authorities (but not the funds) of the Commodity  
 21 Credit Corporation to make program payments for all pro-  
 22 grams administered by the Agency: *Provided further*, That  
 23 other funds made available to the Agency for authorized  
 24 activities may be advanced to and merged with this ac-  
 25 count: *Provided further*, That these funds shall be avail-  
 26 able for employment pursuant to the second sentence of

1 section 706(a) of the Organic Act of 1944 (7 U.S.C.  
2 2225), and not to exceed \$1,000,000 shall be available for  
3 employment under 5 U.S.C. 3109.

4 STATE MEDIATION GRANTS

5 For grants pursuant to section 502(b) of the Agricul-  
6 tural Credit Act of 1987 (7 U.S.C. 5101–5106),  
7 \$3,993,000.

8 DAIRY INDEMNITY PROGRAM

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses involved in making indemnity  
11 payments to dairy farmers for milk or cows producing  
12 such milk and manufacturers of dairy products who have  
13 been directed to remove their milk or dairy products from  
14 commercial markets because it contained residues of  
15 chemicals registered and approved for use by the Federal  
16 Government, and in making indemnity payments for milk,  
17 or cows producing such milk, at a fair market value to  
18 any dairy farmer who is directed to remove his milk from  
19 commercial markets because of: (1) the presence of prod-  
20 ucts of nuclear radiation or fallout if such contamination  
21 is not due to the fault of the farmer; or (2) residues of  
22 chemicals or toxic substances not included under the first  
23 sentence of the Act of August 13, 1968 (7 U.S.C. 450j),  
24 if such chemicals or toxic substances were not used in a  
25 manner contrary to applicable regulations or labeling in-  
26 structions provided at the time of use and the contamina-

tion is not due to the fault of the farmer, \$100,000, to remain available until expended (7 U.S.C. 2209b): *Provided*, That none of the funds contained in this Act shall be used to make indemnity payments to any farmer whose milk was removed from commercial markets as a result of the farmer's willful failure to follow procedures prescribed by the Federal Government: *Provided further*, That this amount shall be transferred to the Commodity Credit Corporation: *Provided further*, That the Secretary is authorized to utilize the services, facilities, and authorities of the Commodity Credit Corporation for the purpose of making dairy indemnity disbursements.

#### AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

#### ACCOUNT

#### (INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by 7 U.S.C. 1928–1929, to be available from funds in the Agricultural Credit Insurance Fund, as follows: farm ownership loans, \$1,146,996,000, of which \$1,000,000,000 shall be for guaranteed loans; operating loans, \$2,616,729,000, of which \$1,500,000,000 shall be for unsubsidized guaranteed loans and \$505,531,000 shall be for subsidized guaranteed loans; Indian tribe land acquisition loans as authorized by 25 U.S.C. 488, \$2,000,000; for emergency insured loans, \$25,000,000 to meet the needs resulting from

1 natural disasters; and for boll weevil eradication program  
2 loans as authorized by 7 U.S.C. 1989, \$100,000,000.

3       For the cost of direct and guaranteed loans, including  
4 the cost of modifying loans as defined in section 502 of  
5 the Congressional Budget Act of 1974, as follows: farm  
6 ownership loans, \$8,366,000, of which \$4,500,000 shall  
7 be for guaranteed loans; operating loans, \$175,780,000,  
8 of which \$52,650,000 shall be for unsubsidized guaran-  
9 teed loans and \$68,550,000 shall be for subsidized guar-  
10 anteed loans; Indian tribe land acquisition loans as au-  
11 thorized by 25 U.S.C. 488, \$118,400; and for emergency  
12 insured loans, \$3,362,500 to meet the needs resulting  
13 from natural disasters.

14       In addition, for administrative expenses necessary to  
15 carry out the direct and guaranteed loan programs,  
16 \$280,595,000, of which \$272,595,000 shall be transferred  
17 to and merged with the appropriation for “Farm Service  
18 Agency, Salaries and Expenses”.

19       Funds appropriated by this Act to the Agricultural  
20 Credit Insurance Program Account for farm ownership  
21 and operating direct loans and guaranteed loans may be  
22 transferred among these programs with the prior approval  
23 of the Committees on Appropriations of both Houses of  
24 Congress.

## 1 RISK MANAGEMENT AGENCY

2 For administrative and operating expenses, as au-  
3 thorized by the Federal Agriculture Improvement and Re-  
4 form Act of 1996 (7 U.S.C. 6933), \$74,752,000: *Provided*,  
5 That not to exceed \$700 shall be available for official re-  
6 ception and representation expenses, as authorized by 7  
7 U.S.C. 1506(i).

## 8 CORPORATIONS

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

## 19 FEDERAL CROP INSURANCE CORPORATION FUND

20 For payments as authorized by section 516 of the  
21 Federal Crop Insurance Act, such sums as may be nec-  
22 essary, to remain available until expended (7 U.S.C.  
23 2209b).

## 1 COMMODITY CREDIT CORPORATION FUND

## 2 REIMBURSEMENT FOR NET REALIZED LOSSES

3 For fiscal year 2002, such sums as may be necessary  
4 to reimburse the Commodity Credit Corporation for net  
5 realized losses sustained, but not previously reimbursed,  
6 pursuant to section 2 of the Act of August 17, 1961 (15  
7 U.S.C. 713a–11).

## 8 OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE

## 9 MANAGEMENT

## 10 (LIMITATION ON EXPENSES)

11 For fiscal year 2002, the Commodity Credit Corpora-  
12 tion shall not expend more than \$5,000,000 for site inves-  
13 tigation and cleanup expenses, and operations and mainte-  
14 nance expenses to comply with the requirement of section  
15 107(g) of the Comprehensive Environmental Response,  
16 Compensation, and Liability Act, 42 U.S.C. 9607(g), and  
17 section 6001 of the Resource Conservation and Recovery  
18 Act, 42 U.S.C. 6961.

## 19 TITLE II

## 20 CONSERVATION PROGRAMS

## 21 OFFICE OF THE UNDER SECRETARY FOR NATURAL

## 22 RESOURCES AND ENVIRONMENT

23 For necessary salaries and expenses of the Office of  
24 the Under Secretary for Natural Resources and Environ-  
25 ment to administer the laws enacted by the Congress for

1 the Forest Service and the Natural Resources Conserva-  
 2 tion Service, \$730,000.

3 NATURAL RESOURCES CONSERVATION SERVICE

4 CONSERVATION OPERATIONS

5 For necessary expenses for carrying out the provi-  
 6 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),  
 7 including preparation of conservation plans and establish-  
 8 ment of measures to conserve soil and water (including  
 9 farm irrigation and land drainage and such special meas-  
 10 ures for soil and water management as may be necessary  
 11 to prevent floods and the siltation of reservoirs and to con-  
 12 trol agricultural related pollutants); operation of conserva-  
 13 tion plant materials centers; classification and mapping of  
 14 soil; dissemination of information; acquisition of lands,  
 15 water, and interests therein for use in the plant materials  
 16 program by donation, exchange, or purchase at a nominal  
 17 cost not to exceed \$100 pursuant to the Act of August  
 18 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-  
 19 ation or improvement of permanent and temporary build-  
 20 ings; and operation and maintenance of aircraft,  
 21 \$802,454,000, to remain available until expended (7  
 22 U.S.C. 2209b), of which not less than \$8,515,000 is for  
 23 snow survey and water forecasting, and not less than  
 24 \$9,849,000 is for operation and establishment of the plant  
 25 materials centers: *Provided*, That appropriations here-



1 under shall be available pursuant to 7 U.S.C. 2250 for  
 2 construction and improvement of buildings and public im-  
 3 provements at plant materials centers, except that the cost  
 4 of alterations and improvements to other buildings and  
 5 other public improvements shall not exceed \$250,000: *Pro-*  
 6 *vided further*, That when buildings or other structures are  
 7 erected on non-Federal land, that the right to use such  
 8 land is obtained as provided in 7 U.S.C. 2250a: *Provided*  
 9 *further*, That this appropriation shall be available for tech-  
 10 nical assistance and related expenses to carry out pro-  
 11 grams authorized by section 202(c) of title II of the Colo-  
 12 rado River Basin Salinity Control Act of 1974 (43 U.S.C.  
 13 1592(c)): *Provided further*, That this appropriation shall  
 14 be available for employment pursuant to the second sen-  
 15 tence of section 706(a) of the Organic Act of 1944 (7  
 16 U.S.C. 2225), and not to exceed \$25,000 shall be available  
 17 for employment under 5 U.S.C. 3109: *Provided further*,  
 18 That qualified local engineers may be temporarily em-  
 19 ployed at per diem rates to perform the technical planning  
 20 work of the Service (16 U.S.C. 590e-2).

## 21 WATERSHED SURVEYS AND PLANNING

22 For necessary expenses to conduct research, inves-  
 23 tigation, and surveys of watersheds of rivers and other wa-  
 24 terways, and for small watershed investigations and plan-  
 25 ning, in accordance with the Watershed Protection and  
 26 Flood Prevention Act approved August 4, 1954 (16 U.S.C.

1 1001–1009), \$10,960,000: *Provided*, That this appropria-  
 2 tion shall be available for employment pursuant to the sec-  
 3 ond sentence of section 706(a) of the Organic Act of 1944  
 4 (7 U.S.C. 2225), and not to exceed \$110,000 shall be  
 5 available for employment under 5 U.S.C. 3109.

6 WATERSHED AND FLOOD PREVENTION OPERATIONS

7 For necessary expenses to carry out preventive meas-  
 8 ures, including but not limited to research, engineering op-  
 9 erations, methods of cultivation, the growing of vegetation,  
 10 rehabilitation of existing works and changes in use of land,  
 11 in accordance with the Watershed Protection and Flood  
 12 Prevention Act approved August 4, 1954 (16 U.S.C.  
 13 1001–1005 and 1007–1009), the provisions of the Act of  
 14 April 27, 1935 (16 U.S.C. 590a–f), and in accordance  
 15 with the provisions of laws relating to the activities of the  
 16 Department, \$100,413,000, to remain available until ex-  
 17 pended (7 U.S.C. 2209b) (of which up to \$15,000,000  
 18 may be available for the watersheds authorized under the  
 19 Flood Control Act approved June 22, 1936 (33 U.S.C.  
 20 701 and 16 U.S.C. 1006a)): *Provided*, That not to exceed  
 21 \$45,514,000 of this appropriation shall be available for  
 22 technical assistance: *Provided further*, That this appro-  
 23 priation shall be available for employment pursuant to the  
 24 second sentence of section 706(a) of the Organic Act of  
 25 1944 (7 U.S.C. 2225), and not to exceed \$200,000 shall  
 26 be available for employment under 5 U.S.C. 3109: *Pro-*

1 *vided further*, That not to exceed \$1,000,000 of this appro-  
 2 priation is available to carry out the purposes of the En-  
 3 dangered Species Act of 1973 (Public Law 93–205), in-  
 4 cluding cooperative efforts as contemplated by that Act  
 5 to relocate endangered or threatened species to other suit-  
 6 able habitats as may be necessary to expedite project con-  
 7 struction.

8 WATERSHED REHABILITATION PROGRAM

9 For necessary expenses to carry out rehabilitation of  
 10 structural measures, in accordance with section 14 of the  
 11 Watershed Protection and Flood Prevention Act approved  
 12 August 4, 1954 (16 U.S.C. 1001 et seq.), as amended by  
 13 section 313 of Public Law 106–472, November 9, 2000  
 14 (16 U.S.C. 1012), and in accordance with the provisions  
 15 of laws relating to the activities of the Department,  
 16 \$10,000,000, to remain available until expended.

17 RESOURCE CONSERVATION AND DEVELOPMENT

18 For necessary expenses in planning and carrying out  
 19 projects for resource conservation and development and  
 20 for sound land use pursuant to the provisions of section  
 21 32(e) of title III of the Bankhead-Jones Farm Tenant Act  
 22 (7 U.S.C. 1010–1011; 76 Stat. 607); the Act of April 27,  
 23 1935 (16 U.S.C. 590a–f); and the Agriculture and Food  
 24 Act of 1981 (16 U.S.C. 3451–3461), \$48,048,000, to re-  
 25 main available until expended (7 U.S.C. 2209b): *Provided*,  
 26 That this appropriation shall be available for employment

1 pursuant to the second sentence of section 706(a) of the  
 2 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed  
 3 \$50,000 shall be available for employment under 5 U.S.C.  
 4 3109.

#### 5 FORESTRY INCENTIVES PROGRAM

6 For necessary expenses, not otherwise provided for,  
 7 to carry out the program of forestry incentives, as author-  
 8 ized by the Cooperative Forestry Assistance Act of 1978  
 9 (16 U.S.C. 2101), including technical assistance and re-  
 10 lated expenses, \$7,811,000, to remain available until ex-  
 11 pended, as authorized by that Act.

#### 12 TITLE III

#### 13 RURAL DEVELOPMENT PROGRAMS

#### 14 OFFICE OF THE UNDER SECRETARY FOR RURAL 15 DEVELOPMENT

16 For necessary salaries and expenses of the Office of  
 17 the Under Secretary for Rural Development to administer  
 18 programs under the laws enacted by the Congress for the  
 19 Rural Housing Service, the Rural Business-Cooperative  
 20 Service, and the Rural Utilities Service of the Department  
 21 of Agriculture, \$623,000.

#### 22 RURAL COMMUNITY ADVANCEMENT PROGRAM 23 (INCLUDING TRANSFERS OF FUNDS)

24 For the cost of direct loans, loan guarantees, and  
 25 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,  
 26 1926d, and 1932, except for sections 381E–H, 381N, and

1 381O of the Consolidated Farm and Rural Development  
 2 Act, \$1,004,125,000, to remain available until expended,  
 3 of which \$83,903,000 shall be for rural community pro-  
 4 grams described in section 381E(d)(1) of such Act; of  
 5 which \$842,254,000 shall be for the rural utilities pro-  
 6 grams described in sections 381E(d)(2), 306C(a)(2), and  
 7 306D of such Act; and of which \$77,968,000 shall be for  
 8 the rural business and cooperative development programs  
 9 described in sections 381E(d)(3) and 310B(f) of such Act:  
 10 *Provided*, That of the total amount appropriated in this  
 11 account, \$24,000,000 shall be for loans and grants to ben-  
 12 efit Federally Recognized Native American Tribes, of  
 13 which \$1,000,000 shall be available for rural business op-  
 14 portunity grants under section 306(a)(11) of that Act (7  
 15 U.S.C. 1926(a)(11)); \$4,000,000 shall be available for  
 16 community facilities grants for tribal college improvements  
 17 under section 306(a)(19) of that Act (7 U.S.C.  
 18 1926(a)(19)); \$16,000,000 shall be available for grants  
 19 for drinking water and waste disposal systems pursuant  
 20 to section 306C of such Act (7 U.S.C. 1926(c)) to benefit  
 21 Federally Recognized Native American Tribes that are not  
 22 eligible to receive funds under any other rural utilities pro-  
 23 gram set-aside under the rural community advancement  
 24 program; and \$3,000,000 shall be available for rural busi-  
 25 ness enterprise grants under section 310B(c) of that Act

1 (7 U.S.C. 1932(c)), of which \$250,000 shall be available  
2 for a grant to a qualified national organization to provide  
3 technical assistance for rural transportation in order to  
4 promote economic development: *Provided further*, That of  
5 the amount appropriated for rural community programs,  
6 \$6,000,000 shall be available for a Rural Community De-  
7 velopment Initiative: *Provided further*, That such funds  
8 shall be used solely to develop the capacity and ability of  
9 private, nonprofit community-based housing and commu-  
10 nity development organizations, low-income rural commu-  
11 nities, and Federally Recognized Native American tribes  
12 to undertake projects to improve housing, community fa-  
13 cilities, community and economic development projects in  
14 rural areas: *Provided further*, That such funds shall be  
15 made available to qualified private, nonprofit and public  
16 intermediary organizations proposing to carry out a pro-  
17 gram of financial and technical assistance: *Provided fur-*  
18 *ther*, That such intermediary organizations shall provide  
19 matching funds from other sources, including Federal  
20 funds for related activities, in an amount not less than  
21 funds provided: *Provided further*, That of the amount ap-  
22 propriated for the rural business and cooperative develop-  
23 ment programs, not to exceed \$500,000 shall be made  
24 available for a grant to a qualified national organization  
25 to provide technical assistance for rural transportation in

1 order to promote economic development; and \$2,000,000  
2 shall be for grants to Mississippi Delta Region counties:  
3 *Provided further*, That of the amount appropriated for  
4 rural utilities programs, not to exceed \$20,000,000 shall  
5 be for water and waste disposal systems to benefit the  
6 Colonias along the United States/Mexico borders, includ-  
7 ing grants pursuant to section 306C of such Act; not to  
8 exceed \$24,000,000 shall be for water and waste disposal  
9 systems for rural and native villages in Alaska pursuant  
10 to section 306D of such Act, with up to one percent avail-  
11 able to administer the program and up to one percent  
12 available to improve interagency coordination may be  
13 transferred to and merged with the appropriation for  
14 “Rural Development, Salaries and Expenses”; not to ex-  
15 ceed \$17,215,000 shall be for technical assistance grants  
16 for rural water and waste systems pursuant to section  
17 306(a)(14) of such Act; and not to exceed \$9,500,000  
18 shall be for contracting with qualified national organiza-  
19 tions for a circuit rider program to provide technical as-  
20 sistance for rural water systems: *Provided further*, That  
21 of the total amount appropriated, not to exceed  
22 \$37,624,000 shall be available through June 30, 2002, for  
23 authorized empowerment zones and enterprise commu-  
24 nities and communities designated by the Secretary of Ag-  
25 riculture as Rural Economic Area Partnership Zones, of

1 which \$1,163,000 shall be for the rural community pro-  
 2 grams described in section 381E(d)(1) of such Act, of  
 3 which \$27,431,000 shall be for the rural utilities programs  
 4 described in section 381E(d)(2) of such Act, and of which  
 5 \$9,030,000 shall be for the rural business and cooperative  
 6 development programs described in section 381E(d)(3) of  
 7 such Act: *Provided further*, That of the amount appro-  
 8 priated for rural community programs, not to exceed  
 9 \$25,000,000 shall be to provide grants for facilities in  
 10 rural communities with extreme unemployment and severe  
 11 economic depression: *Provided further*, That of the amount  
 12 appropriated \$30,000,000 shall be to provide grants in  
 13 rural communities with extremely high energy costs: *Pro-*  
 14 *vided further*, That any prior year balances for high cost  
 15 energy grants authorized by section 19 of the Rural Elec-  
 16 trification Act of 1936 (7 U.S.C. 901(19)) shall be trans-  
 17 ferred to and merged with the “Rural Utilities Service,  
 18 High Energy Costs Grants” account.

19 RURAL DEVELOPMENT SALARIES AND EXPENSES

20 (INCLUDING TRANSFERS OF FUNDS)

21 For necessary expenses for carrying out the adminis-  
 22 tration and implementation of programs in the Rural De-  
 23 velopment mission area, including activities with institu-  
 24 tions concerning the development and operation of agricul-  
 25 tural cooperatives; and for cooperative agreements;  
 26 \$133,722,000: *Provided*, That this appropriation shall be



1 available for employment pursuant to the second sentence  
 2 of section 706(a) of the Organic Act of 1944 (7 U.S.C.  
 3 2225), and not to exceed \$1,000,000 may be used for em-  
 4 ployment under 5 U.S.C. 3109: *Provided further*, That not  
 5 more than \$10,000 may be expended to provide modest  
 6 nonmonetary awards to non-USDA employees: *Provided*  
 7 *further*, That any balances available from prior years for  
 8 the Rural Utilities Service, Rural Housing Service, and  
 9 the Rural Business-Cooperative Service salaries and ex-  
 10 penses accounts shall be transferred to and merged with  
 11 this account.

## 12 RURAL HOUSING SERVICE

### 13 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

#### 14 (INCLUDING TRANSFERS OF FUNDS)

15 For gross obligations for the principal amount of di-  
 16 rect and guaranteed loans as authorized by title V of the  
 17 Housing Act of 1949, to be available from funds in the  
 18 rural housing insurance fund, as follows: \$4,233,014,000  
 19 for loans to section 502 borrowers, as determined by the  
 20 Secretary, of which \$3,137,968,000 shall be for unsub-  
 21 sidized guaranteed loans; \$32,324,000 for section 504  
 22 housing repair loans; \$99,770,000 for section 538 guaran-  
 23 teed multi-family housing loans; \$114,068,000 for section  
 24 515 rental housing; \$5,090,000 for section 524 site loans;  
 25 \$11,778,000 for credit sales of acquired property, of which  
 26 up to \$1,778,000 may be for multi-family credit sales; and

1 \$5,000,000 for section 523 self-help housing land develop-  
 2 ment loans.

3 For the cost of direct and guaranteed loans, including  
 4 the cost of modifying loans, as defined in section 502 of  
 5 the Congressional Budget Act of 1974, as follows: section  
 6 502 loans, \$184,274,000 of which \$40,166,000 shall be  
 7 for unsubsidized guaranteed loans; section 504 housing re-  
 8 pair loans, \$10,386,000; section 538 multi-family housing  
 9 guaranteed loans, \$3,921,000; section 515 rental housing,  
 10 \$48,274,000; section 524 site loans, \$28,000; multi-family  
 11 credit sales of acquired property, \$750,000; and section  
 12 523 self-help housing land development loans, \$254,000:  
 13 *Provided*, That of the total amount appropriated in this  
 14 paragraph, \$11,656,000 shall be available through June  
 15 30, 2002, for authorized empowerment zones and enter-  
 16 prise communities and communities designated by the Sec-  
 17 retary of Agriculture as Rural Economic Area Partnership  
 18 Zones.

19 In addition, for administrative expenses necessary to  
 20 carry out the direct and guaranteed loan programs,  
 21 \$422,241,000, which shall be transferred to and merged  
 22 with the appropriation for “Rural Development, Salaries  
 23 and Expenses”.

24 RENTAL ASSISTANCE PROGRAM

25 For rental assistance agreements entered into or re-  
 26 newed pursuant to the authority under section 521(a)(2)

1 or agreements entered into in lieu of debt forgiveness or  
 2 payments for eligible households as authorized by section  
 3 502(c)(5)(D) of the Housing Act of 1949, \$708,504,000;  
 4 and, in addition, such sums as may be necessary, as au-  
 5 thorized by section 521(c) of the Act, to liquidate debt  
 6 incurred prior to fiscal year 1992 to carry out the rental  
 7 assistance program under section 521(a)(2) of the Act:  
 8 *Provided*, That of this amount, not more than \$5,900,000  
 9 shall be available for debt forgiveness or payments for eli-  
 10 gible households as authorized by section 502(c)(5)(D) of  
 11 the Act, and not to exceed \$10,000 per project for ad-  
 12 vances to nonprofit organizations or public agencies to  
 13 cover direct costs (other than purchase price) incurred in  
 14 purchasing projects pursuant to section 502(c)(5)(C) of  
 15 the Act: *Provided further*, That agreements entered into  
 16 or renewed during fiscal year 2002 shall be funded for  
 17 a 5-year period, although the life of any such agreement  
 18 may be extended to fully utilize amounts obligated.

19 MUTUAL AND SELF-HELP HOUSING GRANTS

20 For grants and contracts pursuant to section  
 21 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.  
 22 1490c), \$35,000,000, to remain available until expended  
 23 (7 U.S.C. 2209b): *Provided*, That of the total amount ap-  
 24 propriated, \$1,000,000 shall be available through June  
 25 30, 2002, for authorized empowerment zones and enter-  
 26 prise communities and communities designated by the Sec-

1   retary of Agriculture as Rural Economic Area Partnership  
2   Zones.

3                   RURAL HOUSING ASSISTANCE GRANTS

4           For grants and contracts for very low-income housing  
5   repair, supervisory and technical assistance, compensation  
6   for construction defects, and rural housing preservation  
7   made by the Rural Housing Service, as authorized by 42  
8   U.S.C. 1474, 1479(c), 1490e, and 1490m, \$38,914,000,  
9   to remain available until expended: *Provided*, That of the  
10   total amount appropriated, \$1,200,000 shall be available  
11   through June 30, 2002, for authorized empowerment  
12   zones and enterprise communities and communities des-  
13   ignated by the Secretary of Agriculture as Rural Economic  
14   Area Partnership Zones.

15                   FARM LABOR PROGRAM ACCOUNT

16           For the cost of direct loans, grants, and contracts,  
17   as authorized by 42 U.S.C. 1484 and 1486, \$28,431,000,  
18   to remain available until expended, for direct farm labor  
19   housing loans and domestic farm labor housing grants and  
20   contracts.

21                   RURAL BUSINESS-COOPERATIVE SERVICE

22                   RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

23                   (INCLUDING TRANSFERS OF FUNDS)

24           For the cost of direct loans, \$16,494,000, as author-  
25   ized by the Rural Development Loan Fund (42 U.S.C.  
26   9812(a)), of which \$1,724,000 shall be for Federally Rec-

1 ognized Native American Tribes and of which \$3,449,000  
 2 shall be for Mississippi Delta Region counties (as defined  
 3 by Public Law 100–460): *Provided*, That such costs, in-  
 4 cluding the cost of modifying such loans, shall be as de-  
 5 fined in section 502 of the Congressional Budget Act of  
 6 1974: *Provided further*, That these funds are available to  
 7 subsidize gross obligations for the principal amount of di-  
 8 rect loans of \$38,171,000: *Provided further*, That of the  
 9 total amount appropriated, \$2,730,000 shall be available  
 10 through June 30, 2002, for the cost of direct loans for  
 11 authorized empowerment zones and enterprise commu-  
 12 nities and communities designated by the Secretary of Ag-  
 13 riculture as Rural Economic Area Partnership Zones.

14 In addition, for administrative expenses to carry out  
 15 the direct loan programs, \$3,733,000 shall be transferred  
 16 to and merged with the appropriation for “Rural Develop-  
 17 ment, Salaries and Expenses”.

18 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

19 ACCOUNT

20 (INCLUDING RESCISSION OF FUNDS)

21 For the principal amount of direct loans, as author-  
 22 ized under section 313 of the Rural Electrification Act,  
 23 for the purpose of promoting rural economic development  
 24 and job creation projects, \$14,966,000.

1 For the cost of direct loans, including the cost of  
 2 modifying loans as defined in section 502 of the Congres-  
 3 sional Budget Act of 1974, \$3,616,000.

4 Of the funds derived from interest on the cushion of  
 5 credit payments in fiscal year 2002, as authorized by sec-  
 6 tion 313 of the Rural Electrification Act of 1936,  
 7 \$3,616,000 shall not be obligated and \$3,616,000 are re-  
 8 scinded.

#### 9 RURAL COOPERATIVE DEVELOPMENT GRANTS

10 For rural cooperative development grants authorized  
 11 under section 310B(e) of the Consolidated Farm and  
 12 Rural Development Act (7 U.S.C. 1932), \$8,000,000, of  
 13 which \$2,000,000 shall be available for cooperative agree-  
 14 ments for the appropriate technology transfer for rural  
 15 areas program: *Provided*, That not to exceed \$1,497,000  
 16 of the total amount appropriated shall be made available  
 17 to cooperatives or associations of cooperatives whose pri-  
 18 mary focus is to provide assistance to small, minority pro-  
 19 ducers and whose governing board and/or membership is  
 20 comprised of at least 75 percent minority.

#### 21 RURAL EMPOWERMENT ZONES AND ENTERPRISE

#### 22 COMMUNITIES GRANTS

23 For grants in connection with a second round of em-  
 24 powerment zones and enterprise communities,  
 25 \$14,967,000, to remain available until expended, for des-  
 26 ignated rural empowerment zones and rural enterprise

1 communities as authorized in the Taxpayer Relief Act of  
2 1997.

3 RURAL UTILITIES SERVICE

4 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

5 LOANS PROGRAM ACCOUNT

6 (INCLUDING TRANSFERS OF FUNDS)

7 Insured loans pursuant to the authority of section  
8 305 of the Rural Electrification Act of 1936 (7 U.S.C.  
9 935) shall be made as follows: 5 percent rural electrifica-  
10 tion loans, \$121,107,000; 5 percent rural telecommuni-  
11 cations loans, \$74,827,000; cost of money rural tele-  
12 communications loans, \$300,000,000; municipal rate rural  
13 electric loans, \$500,000,000; and loans made pursuant to  
14 section 306 of that Act, rural electric, \$2,700,000,000 and  
15 rural telecommunications, \$120,000,000; and  
16 \$750,000,000 for Treasury rate direct electric loans.

17 For the cost, as defined in section 502 of the Con-  
18 gressional Budget Act of 1974, including the cost of modi-  
19 fying loans, of direct and guaranteed loans authorized by  
20 the Rural Electrification Act of 1936, as follows: cost of  
21 rural electric loans, \$3,689,000, and the cost of tele-  
22 communication loans, \$2,036,000: *Provided*, That not-  
23 withstanding section 305(d)(2) of the Rural Electrifica-  
24 tion Act of 1936, borrower interest rates may exceed 7  
25 percent per year.

1        In addition, for administrative expenses necessary to  
 2 carry out the direct and guaranteed loan programs,  
 3 \$36,000,000, which shall be transferred to and merged  
 4 with the appropriation for “Rural Development, Salaries  
 5 and Expenses”.

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

8        The Rural Telephone Bank is hereby authorized to  
 9 make such expenditures, within the limits of funds avail-  
 10 able to such corporation in accord with law, and to make  
 11 such contracts and commitments without regard to fiscal  
 12 year limitations as provided by section 104 of the Govern-  
 13 ment Corporation Control Act, as may be necessary in car-  
 14 rying out its authorized programs. During fiscal year 2002  
 15 and within the resources and authority available, gross ob-  
 16 ligations for the principal amount of direct loans shall be  
 17 \$174,615,000.

18        For the cost, as defined in section 502 of the Con-  
 19 gressional Budget Act of 1974, including the cost of modi-  
 20 fying loans, of direct loans authorized by the Rural Elec-  
 21 trification Act of 1936 (7 U.S.C. 935), \$3,737,000.

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



## 1 DISTANCE LEARNING AND TELEMEDICINE PROGRAM

2 For the cost of direct loans and grants, as authorized  
3 by 7 U.S.C. 950aaa et seq., \$51,941,000, to remain avail-  
4 able until expended, to be available for loans and grants  
5 for telemedicine and distance learning services in rural  
6 areas: *Provided*, That, \$25,000,000 may be available for  
7 a loan and grant program to finance broadband trans-  
8 mission and local dial-up Internet service in areas that  
9 meet the definition of “rural area” used for the Distance  
10 Learning and Telemedicine Program authorized by 7  
11 U.S.C. 950aaa: *Provided*, That the cost of direct loans  
12 shall be as defined in section 502 of the Congressional  
13 Budget Act of 1974.

## 14 LOCAL TELEVISION LOAN GUARANTEE PROGRAM

## 15 ACCOUNT

16 For gross obligations for the principal amount of  
17 guaranteed loans, as authorized by Title X of Public Law  
18 106–553 for the purpose of facilitating access to signals  
19 of local television stations for households located in non-  
20 served areas and underserved areas, \$322,580,000.

21 For the cost of guaranteed loans, including the cost  
22 of modifying loans as defined in section 502 of the Con-  
23 gressional Budget Act of 1974, \$25,000,000.

24 In addition, for administrative expenses necessary to  
25 carry out the guaranteed loan program, \$2,000,000, which

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

### 3 TITLE IV

#### 4 DOMESTIC FOOD PROGRAMS

##### 5 OFFICE OF THE UNDER SECRETARY FOR FOOD, 6 NUTRITION AND CONSUMER SERVICES

7 For necessary salaries and expenses of the Office of  
 8 the Under Secretary for Food, Nutrition and Consumer  
 9 Services to administer the laws enacted by the Congress  
 10 for the Food and Nutrition Service, \$587,000.

##### 11 FOOD AND NUTRITION SERVICE

##### 12 CHILD NUTRITION PROGRAMS

##### 13 (INCLUDING TRANSFERS OF FUNDS)

14 For necessary expenses to carry out the National  
 15 School Lunch Act (42 U.S.C. 1751 et seq.), except section  
 16 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771  
 17 et seq.), except sections 17 and 21; \$10,087,246,000, to  
 18 remain available through September 30, 2003, of which  
 19 \$4,746,538,000 is hereby appropriated and  
 20 \$5,340,708,000 shall be derived by transfer from funds  
 21 available under section 32 of the Act of August 24, 1935  
 22 (7 U.S.C. 612c): *Provided*, That none of the funds made  
 23 available under this heading shall be used for studies and  
 24 evaluations: *Provided further*, That of the funds made  
 25 available under this heading, \$500,000 shall be for a  
 26 School Breakfast Program startup grant pilot program for

1 the State of Wisconsin: *Provided further*, That up to  
 2 \$4,507,000 shall be available for independent verification  
 3 of school food service claims.

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

6 For necessary expenses to carry out the special sup-  
 7 plemental nutrition program as authorized by section 17  
 8 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),  
 9 \$4,247,086,000, to remain available through September  
 10 30, 2003: *Provided*, That none of the funds made available  
 11 under this heading shall be used for studies and evalua-  
 12 tions: *Provided further*, That of the total amount available,  
 13 the Secretary shall obligate \$20,000,000 for the farmers'  
 14 market nutrition program within 45 days of the enactment  
 15 of this Act, and an additional \$5,000,000 for the farmers'  
 16 market nutrition program upon a determination by the  
 17 Secretary that funds are available to meet caseload re-  
 18 quirements: *Provided further*, That notwithstanding sec-  
 19 tion 17(h)(10)(A) of such Act, up to \$14,000,000 shall  
 20 be available for the purposes specified in section  
 21 17(h)(10)(B), no less than \$6,000,000 of which shall be  
 22 used for the development of electronic benefit transfer sys-  
 23 tems: *Provided further*, That none of the funds in this Act  
 24 shall be available to pay administrative expenses of WIC  
 25 clinics except those that have an announced policy of pro-  
 26 hibiting smoking within the space used to carry out the

1 program: *Provided further*, That none of the funds pro-  
 2 vided in this account shall be available for the purchase  
 3 of infant formula except in accordance with the cost con-  
 4 tainment and competitive bidding requirements specified  
 5 in section 17 of such Act: *Provided further*, That none of  
 6 the funds provided shall be available for activities that are  
 7 not fully reimbursed by other Federal Government depart-  
 8 ments or agencies unless authorized by section 17 of such  
 9 Act: *Provided further*, That once the amount for fiscal year  
 10 2001 carryover funds has been determined by the Sec-  
 11 retary, any funds in excess of \$110,000,000 may be trans-  
 12 ferred by the Secretary of Agriculture to the Rural Com-  
 13 munity Advancement Program and shall remain available  
 14 until expended.

#### 15 FOOD STAMP PROGRAM

16 For necessary expenses to carry out the Food Stamp  
 17 Act (7 U.S.C. 2011 et seq.), \$21,091,986,000, of which  
 18 \$100,000,000 shall be placed in reserve for use only in  
 19 such amounts and at such times as may become necessary  
 20 to carry out program operations: *Provided*, That of the  
 21 funds made available under this heading and not already  
 22 appropriated to the Food Distribution Program on Indian  
 23 Reservations (FDPIR) established under section 4(b) of  
 24 the Food Stamp Act of 1977 (7 U.S.C. 2013(b)), not to  
 25 exceed \$3,000,000 shall be used to purchase bison for the  
 26 FDPIR: *Provided further*, That the Secretary shall pur-

1 chase such bison from Native American producers and Co-  
 2 operative Organizations without competition: *Provided fur-*  
 3 *ther*, That none of the funds made available under this  
 4 heading shall be used for studies and evaluations: *Provided*  
 5 *further*, That funds provided herein shall be expended in  
 6 accordance with section 16 of the Food Stamp Act: *Pro-*  
 7 *vided further*, That this appropriation shall be subject to  
 8 any work registration or workfare requirements as may  
 9 be required by law: *Provided further*, That of funds that  
 10 may be reserved by the Secretary for allocation to State  
 11 agencies under section 16(h)(1) of such Act to carry out  
 12 Employment and Training programs, not more than  
 13 \$145,000,000 made available in previous years may be ob-  
 14 ligated in fiscal year 2002: *Provided further*, That funds  
 15 made available for Employment and Training under this  
 16 heading shall remain available until expended, as author-  
 17 ized by section 16(h)(1) of the Food Stamp Act: *Provided*  
 18 *further*, That funds provided under this heading may be  
 19 used to procure food coupons necessary for program oper-  
 20 ations in this or subsequent fiscal years until electronic  
 21 benefit transfer implementation is complete.

22 COMMODITY ASSISTANCE PROGRAM

23 (INCLUDING RESCISSION)

24 For necessary expenses to carry out the commodity  
 25 supplemental food program as authorized by section 4(a)  
 26 of the Agriculture and Consumer Protection Act of 1973

1 (7 U.S.C. 612c note) and the Emergency Food Assistance  
 2 Act of 1983, \$139,991,000, to remain available through  
 3 September 30, 2003: *Provided*, That none of these funds  
 4 shall be available to reimburse the Commodity Credit Cor-  
 5 poration for commodities donated to the program: *Pro-*  
 6 *vided further*, That \$5,300,000 of unobligated balances  
 7 available at the beginning of fiscal year 2002 are hereby  
 8 rescinded.

#### 9 FOOD DONATIONS PROGRAMS

10 For necessary expenses to carry out section 4(a) of  
 11 the Agriculture and Consumer Protection Act of 1973;  
 12 special assistance for the nuclear affected islands as au-  
 13 thorized by section 103(h)(2) of the Compacts of Free As-  
 14 sociation Act of 1985, as amended; and section 311 of the  
 15 Older Americans Act of 1965, \$150,749,000, to remain  
 16 available through September 30, 2003.

#### 17 FOOD PROGRAM ADMINISTRATION

18 For necessary administrative expenses of the domes-  
 19 tic food programs funded under this Act, \$127,546,000,  
 20 of which \$5,000,000 shall be available only for simplifying  
 21 procedures, reducing overhead costs, tightening regula-  
 22 tions, improving food stamp benefit delivery, and assisting  
 23 in the prevention, identification, and prosecution of fraud  
 24 and other violations of law and of which not less than  
 25 \$6,500,000 shall be available to improve integrity in the  
 26 Food Stamp and Child Nutrition programs: *Provided*,

1 That this appropriation shall be available for employment  
 2 pursuant to the second sentence of section 706(a) of the  
 3 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed  
 4 \$150,000 shall be available for employment under 5  
 5 U.S.C. 3109.

## 6 TITLE V

### 7 FOREIGN ASSISTANCE AND RELATED

#### 8 PROGRAMS

#### 9 FOREIGN AGRICULTURAL SERVICE

#### 10 SALARIES AND EXPENSES

#### 11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Foreign Agricultural  
 13 Service, including carrying out title VI of the Agricultural  
 14 Act of 1954 (7 U.S.C. 1761–1768), market development  
 15 activities abroad, and for enabling the Secretary to coordi-  
 16 nate and integrate activities of the Department in connec-  
 17 tion with foreign agricultural work, including not to exceed  
 18 \$158,000 for representation allowances and for expenses  
 19 pursuant to section 8 of the Act approved August 3, 1956  
 20 (7 U.S.C. 1766), \$121,563,000: *Provided*, That the Serv-  
 21 ice may utilize advances of funds, or reimburse this appro-  
 22 priation for expenditures made on behalf of Federal agen-  
 23 cies, public and private organizations and institutions  
 24 under agreements executed pursuant to the agricultural  
 25 food production assistance programs (7 U.S.C. 1737) and

1 the foreign assistance programs of the United States  
2 Agency for International Development.

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

6 PUBLIC LAW 480 TITLE I PROGRAM ACCOUNT  
7 (INCLUDING TRANSFERS OF FUNDS)

8 For the cost, as defined in section 502 of the Con-  
9 gressional Budget Act of 1974, of agreements under the  
10 Agricultural Trade Development and Assistance Act of  
11 1954, and the Food for Progress Act of 1985, including  
12 the cost of modifying credit arrangements under said Acts,  
13 \$130,218,000, to remain available until expended.

14 In addition, for administrative expenses to carry out  
15 the credit program of title I, Public Law 83–480, and the  
16 Food for Progress Act of 1985, to the extent funds appro-  
17 priated for Public Law 83–480 are utilized, \$2,005,000,  
18 of which \$1,033,000 may be transferred to and merged  
19 with the appropriation for “Foreign Agricultural Service,  
20 Salaries and Expenses”, and of which \$972,000 may be  
21 transferred to and merged with the appropriation for  
22 “Farm Service Agency, Salaries and Expenses”.



1 PUBLIC LAW 480 TITLE I OCEAN FREIGHT DIFFERENTIAL  
2 GRANTS  
3 (INCLUDING TRANSFERS OF FUNDS)

4 For expenses during the current fiscal year, not oth-  
5 erwise recoverable, and unrecovered prior years' costs, in-  
6 cluding interest thereon, under the Agricultural Trade De-  
7 velopment and Assistance Act of 1954, \$20,277,000, to  
8 remain available until expended, for ocean freight differen-  
9 tial costs for the shipment of agricultural commodities  
10 under title I of said Act: *Provided*, That funds made avail-  
11 able for the cost of title I agreements and for title I ocean  
12 freight differential may be used interchangeably between  
13 the two accounts with prior notice to the Committees on  
14 Appropriations of both Houses of Congress.

15 PUBLIC LAW 480 TITLE II GRANTS

16 For expenses during the current fiscal year, not oth-  
17 erwise recoverable, and unrecovered prior years' costs, in-  
18 cluding interest thereon, under the Agricultural Trade De-  
19 velopment and Assistance Act of 1954, \$850,000,000, to  
20 remain available until expended, for commodities supplied  
21 in connection with dispositions abroad under title II of  
22 said Act.

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

4       For administrative expenses to carry out the Com-  
5       modity Credit Corporation's export guarantee program,  
6       GSM 102 and GSM 103, \$4,014,000; to cover common  
7       overhead expenses as permitted by section 11 of the Com-  
8       modity Credit Corporation Charter Act and in conformity  
9       with the Federal Credit Reform Act of 1990, of which  
10      \$3,224,000 may be transferred to and merged with the  
11      appropriation for "Foreign Agricultural Service, Salaries  
12      and Expenses", and of which \$790,000 may be trans-  
13      ferred to and merged with the appropriation for "Farm  
14      Service Agency, Salaries and Expenses".

15                               TITLE VI  
16       RELATED AGENCIES AND FOOD AND DRUG  
17                               ADMINISTRATION  
18       DEPARTMENT OF HEALTH AND HUMAN  
19                               SERVICES

20                               FOOD AND DRUG ADMINISTRATION  
21                               SALARIES AND EXPENSES

22      For necessary expenses of the Food and Drug Ad-  
23      ministration, including hire and purchase of passenger  
24      motor vehicles; for payment of space rental and related  
25      costs pursuant to Public Law 92-313 for programs and  
26      activities of the Food and Drug Administration which are

1 included in this Act; for rental of special purpose space  
2 in the District of Columbia or elsewhere; and for miscella-  
3 neous and emergency expenses of enforcement activities,  
4 authorized and approved by the Secretary and to be ac-  
5 counted for solely on the Secretary's certificate, not to ex-  
6 ceed \$25,000; \$1,344,386,000, of which not to exceed  
7 \$161,716,000 to be derived from prescription drug user  
8 fees authorized by 21 U.S.C. 379(h), including any such  
9 fees assessed prior to the current fiscal year but credited  
10 during the current year, in accordance with section  
11 736(g)(4), shall be credited to this appropriation and re-  
12 main available until expended: *Provided*, That fees derived  
13 from applications received during fiscal year 2002 shall  
14 be subject to the fiscal year 2002 limitation: *Provided fur-*  
15 *ther*, That none of these funds shall be used to develop,  
16 establish, or operate any program of user fees authorized  
17 by 31 U.S.C. 9701: *Provided further*, That of the total  
18 amount appropriated: (1) \$310,926,000 shall be for the  
19 Center for Food Safety and Applied Nutrition and related  
20 field activities in the Office of Regulatory Affairs; (2)  
21 \$350,578,000 shall be for the Center for Drug Evaluation  
22 and Research and related field activities in the Office of  
23 Regulatory Affairs, of which no less than \$14,207,000  
24 shall be available for grants and contracts awarded under  
25 section 5 of the Orphan Drug Act (21 U.S.C. 360ee); (3)

1 \$155,431,000 shall be for the Center for Biologics Evalua-  
2 tion and Research and for related field activities in the  
3 Office of Regulatory Affairs; (4) \$81,182,000 shall be for  
4 the Center for Veterinary Medicine and for related field  
5 activities in the Office of Regulatory Affairs; (5)  
6 \$178,761,000 shall be for the Center for Devices and Ra-  
7 diological Health and for related field activities in the Of-  
8 fice of Regulatory Affairs; (6) \$36,984,000 shall be for  
9 the National Center for Toxicological Research; (7)  
10 \$31,798,000 shall be for Rent and Related activities, other  
11 than the amounts paid to the General Services Adminis-  
12 tration, of which \$6,000,000 for costs related to occu-  
13 pancy of new facilities at White Oak, Maryland shall re-  
14 main available until September 30, 2003; (8)  
15 \$105,116,000 shall be for payments to the General Serv-  
16 ices Administration for rent and related costs; and (9)  
17 \$93,610,000 shall be for other activities, including the Of-  
18 fice of the Commissioner; the Office of Management and  
19 Systems; the Office of the Senior Associate Commissioner;  
20 the Office of International and Constituent Relations; the  
21 Office of Policy, Legislation, and Planning; and central  
22 services for these offices: *Provided further*, That funds  
23 may be transferred from one specified activity to another  
24 with the prior approval of the Committees on Appropria-  
25 tions of both Houses of Congress.

1        In addition, mammography user fees authorized by  
 2 42 U.S.C. 263(b) may be credited to this account, to re-  
 3 main available until expended.

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

7                                BUILDINGS AND FACILITIES

8        For plans, construction, repair, improvement, exten-  
 9 sion, alteration, and purchase of fixed equipment or facili-  
 10 ties of or used by the Food and Drug Administration,  
 11 where not otherwise provided, \$34,281,000, to remain  
 12 available until expended (7 U.S.C. 2209b).

13                                INDEPENDENT AGENCIES

14                                COMMODITY FUTURES TRADING COMMISSION

15        For necessary expenses to carry out the provisions  
 16 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-  
 17 cluding the purchase and hire of passenger motor vehicles;  
 18 the rental of space (to include multiple year leases) in the  
 19 District of Columbia and elsewhere; and not to exceed  
 20 \$25,000 for employment under 5 U.S.C. 3109,  
 21 \$70,400,000, including not to exceed \$2,000 for official  
 22 reception and representation expenses.

23                                FARM CREDIT ADMINISTRATION

24                                LIMITATION ON ADMINISTRATIVE EXPENSES

25        Not to exceed \$36,700,000 (from assessments col-  
 26 lected from farm credit institutions and from the Federal

1 Agricultural Mortgage Corporation) shall be obligated  
 2 during the current fiscal year for administrative expenses  
 3 as authorized under 12 U.S.C. 2249: *Provided*, That this  
 4 limitation shall not apply to expenses associated with re-  
 5 ceiverships.

## 6 TITLE VII—GENERAL PROVISIONS

7 SEC. 701. Within the unit limit of cost fixed by law,  
 8 appropriations and authorizations made for the Depart-  
 9 ment of Agriculture for fiscal year 2002 under this Act  
 10 shall be available for the purchase, in addition to those  
 11 specifically provided for, of not to exceed 379 passenger  
 12 motor vehicles, of which 378 shall be for replacement only,  
 13 and for the hire of such vehicles.

14 SEC. 702. Funds in this Act available to the Depart-  
 15 ment of Agriculture shall be available for uniforms or al-  
 16 lowances therefor as authorized by law (5 U.S.C. 5901–  
 17 5902).

18 SEC. 703. Not less than \$1,500,000 of the appropria-  
 19 tions of the Department of Agriculture in this Act for re-  
 20 search and service work authorized by sections 1 and 10  
 21 of the Act of June 29, 1935 (7 U.S.C. 427, 427i; com-  
 22 monly known as the Bankhead-Jones Act), subtitle A of  
 23 title II and section 302 of the Act of August 14, 1946  
 24 (7 U.S.C. 1621 et seq.), and chapter 63 of title 31, United

1 States Code, shall be available for contracting in accord-  
2 ance with such Acts and chapter.

3 SEC. 704. The Secretary of Agriculture may transfer  
4 unobligated balances of funds appropriated by this Act or  
5 other available unobligated balances of the Department of  
6 Agriculture to the Working Capital Fund for the acquisi-  
7 tion of plant and capital equipment necessary for the deliv-  
8 ery of financial, administrative, and information tech-  
9 nology services of primary benefit to the agencies of the  
10 Department of Agriculture: *Provided*, That none of the  
11 funds made available by this Act or any other Act shall  
12 be transferred to the Working Capital Fund without the  
13 prior approval of the agency administrator: *Provided fur-*  
14 *ther*, That none of the funds transferred to the Working  
15 Capital Fund pursuant to this section shall be available  
16 for obligation without the prior approval of the Commit-  
17 tees on Appropriations of both Houses of Congress.

18 SEC. 705. New obligational authority provided for the  
19 following appropriation items in this Act shall remain  
20 available until expended: Animal and Plant Health Inspec-  
21 tion Service, the contingency fund to meet emergency con-  
22 ditions, fruit fly program, integrated systems acquisition  
23 project, boll weevil program, up to 25 percent of the  
24 screwworm program, and up to \$2,000,000 for costs asso-  
25 ciated with collocating regional offices; Food Safety and

1 Inspection Service, field automation and information man-  
2 agement project; Cooperative State Research, Education,  
3 and Extension Service, funds for competitive research  
4 grants (7 U.S.C. 450i(b)), funds for the Research, Edu-  
5 cation and Economics Information System (REEIS), and  
6 funds for the Native American Institutions Endowment  
7 Fund; Farm Service Agency, salaries and expenses funds  
8 made available to county committees; Foreign Agricultural  
9 Service, middle-income country training program and up  
10 to \$2,000,000 of the Foreign Agricultural Service appro-  
11 priation solely for the purpose of offsetting fluctuations  
12 in international currency exchange rates, subject to docu-  
13 mentation by the Foreign Agricultural Service.

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

17 SEC. 707. Not to exceed \$50,000 of the appropria-  
18 tions available to the Department of Agriculture in this  
19 Act shall be available to provide appropriate orientation  
20 and language training pursuant to section 606C of the Act  
21 of August 28, 1954 (7 U.S.C. 1766b; commonly known  
22 as the Agricultural Act of 1954).

23 SEC. 708. No funds appropriated by this Act may be  
24 used to pay negotiated indirect cost rates on cooperative  
25 agreements or similar arrangements between the United



1 States Department of Agriculture and nonprofit institu-  
2 tions in excess of 10 percent of the total direct cost of  
3 the agreement when the purpose of such cooperative ar-  
4 rangements is to carry out programs of mutual interest  
5 between the two parties. This does not preclude appro-  
6 priate payment of indirect costs on grants and contracts  
7 with such institutions when such indirect costs are com-  
8 puted on a similar basis for all agencies for which appro-  
9 priations are provided in this Act.

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

15 SEC. 710. None of the funds in this Act shall be avail-  
16 able to pay indirect costs charged against competitive agri-  
17 cultural research, education, or extension grant awards  
18 issued by the Cooperative State Research, Education, and  
19 Extension Service that exceed 19 percent of total Federal  
20 funds provided under each award: *Provided*, That notwith-  
21 standing section 1462 of the National Agricultural Re-  
22 search, Extension, and Teaching Policy Act of 1977 (7  
23 U.S.C. 3310), funds provided by this Act for grants  
24 awarded competitively by the Cooperative State Research,  
25 Education, and Extension Service shall be available to pay

1 full allowable indirect costs for each grant awarded under  
2 section 9 of the Small Business Act (15 U.S.C. 638).

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

6 SEC. 712. Appropriations to the Department of Agri-  
7 culture for the cost of direct and guaranteed loans made  
8 available in fiscal year 2002 shall remain available until  
9 expended to cover obligations made in fiscal year 2002 for  
10 the following accounts: the rural development loan fund  
11 program account; the Rural Telephone Bank program ac-  
12 count; the rural electrification and telecommunications  
13 loans program account; the local television loan guarantee  
14 program; the Rural Housing Insurance Fund Program  
15 Account; and the rural economic development loans pro-  
16 gram account.

17 SEC. 713. Notwithstanding chapter 63 of title 31,  
18 United States Code, marketing services of the Agricultural  
19 Marketing Service; the Grain Inspection, Packers and  
20 Stockyards Administration; the Animal and Plant Health  
21 Inspection Service; and the food safety activities of the  
22 Food Safety and Inspection Service may use cooperative  
23 agreements to reflect a relationship between the Agricul-  
24 tural Marketing Service; the Grain Inspection, Packers  
25 and Stockyards Administration; the Animal and Plant

1 Health Inspection Service; or the Food Safety and Inspec-  
2 tion Service and a state or cooperator to carry out agricul-  
3 tural marketing programs, to carry out programs to pro-  
4 tect the nation's animal and plant resources, or to carry  
5 out educational programs or special studies to improve the  
6 safety of the nation's food supply.

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

21       SEC. 715. Of the funds made available by this Act,  
22 not more than \$1,800,000 shall be used to cover necessary  
23 expenses of activities related to all advisory committees,  
24 panels, commissions, and task forces of the Department  
25 of Agriculture, except for panels used to comply with nego-

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

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

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

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

20 SEC. 719. None of the funds made available to the  
21 Department of Agriculture by this Act may be used to ac-  
22 quire new information technology systems or significant  
23 upgrades, as determined by the Office of the Chief Infor-  
24 mation Officer, without the approval of the Chief Informa-  
25 tion Officer and the concurrence of the Executive Informa-

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

7       SEC. 720. (a) None of the funds provided by this Act,  
8 or provided by previous Appropriations Acts to the agen-  
9 cies funded by this Act that remain available for obligation  
10 or expenditure in fiscal year 2002, or provided from any  
11 accounts in the Treasury of the United States derived by  
12 the collection of fees available to the agencies funded by  
13 this Act, shall be available for obligation or expenditure  
14 through a reprogramming of funds which: (1) creates new  
15 programs; (2) eliminates a program, project, or activity;  
16 (3) increases funds or personnel by any means for any  
17 project or activity for which funds have been denied or  
18 restricted; (4) relocates an office or employees; (5) reorga-  
19 nizes offices, programs, or activities; or (6) contracts out  
20 or privatizes any functions or activities presently per-  
21 formed by Federal employees; unless the Committees on  
22 Appropriations of both Houses of Congress are notified  
23 15 days in advance of such reprogramming of funds.

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

1 funded by this Act that remain available for obligation or  
2 expenditure in fiscal year 2002, or provided from any ac-  
3 counts in the Treasury of the United States derived by  
4 the collection of fees available to the agencies funded by  
5 this Act, shall be available for obligation or expenditure  
6 for activities, programs, or projects through a reprogram-  
7 ming of funds in excess of \$500,000 or 10 percent, which-  
8 ever is less, that: (1) augments existing programs,  
9 projects, or activities; (2) reduces by 10 percent funding  
10 for any existing program, project, or activity, or numbers  
11 of personnel by 10 percent as approved by Congress; or  
12 (3) results from any general savings from a reduction in  
13 personnel which would result in a change in existing pro-  
14 grams, activities, or projects as approved by Congress; un-  
15 less the Committees on Appropriations of both Houses of  
16 Congress are notified 15 days in advance of such re-  
17 programming of funds.

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

24 SEC. 721. With the exception of funds needed to ad-  
25 minister and conduct oversight of grants awarded and ob-

1 ligations incurred prior to enactment of this Act, none of  
2 the funds appropriated or otherwise made available by this  
3 or any other Act may be used to pay the salaries and ex-  
4 penses of personnel to carry out section 793 of Public Law  
5 104–127, the Fund for Rural America (7 U.S.C. 2204f).

6       SEC. 722. None of the funds appropriated or other-  
7 wise made available by this or any other Act shall be used  
8 to pay the salaries and expenses of personnel to carry out  
9 the transfer or obligation of fiscal year 2002 funds under  
10 the provisions of section 401 of Public Law 105–185, the  
11 Initiative for Future Agriculture and Food Systems (7  
12 U.S.C. 7621).

13       SEC. 723. None of the funds appropriated or other-  
14 wise made available by this Act shall be used to pay the  
15 salaries and expenses of personnel to carry out a conserva-  
16 tion farm option program, as authorized by section 1240M  
17 of the Food Security Act of 1985 (16 U.S.C. 3839bb).

18       SEC. 724. None of the funds made available to the  
19 Food and Drug Administration by this Act shall be used  
20 to close or relocate, or to plan to close or relocate, the  
21 Food and Drug Administration Division of Pharma-  
22 ceutical Analysis in St. Louis, Missouri, outside the city  
23 or county limits of St. Louis, Missouri.

24       SEC. 725. None of the funds made available to the  
25 Food and Drug Administration by this Act shall be used

1 to reduce the Detroit, Michigan, Food and Drug Adminis-  
2 tration District Office below the operating and full-time  
3 equivalent staffing level of July 31, 1999; or to change  
4 the Detroit District Office to a station, residence post or  
5 similarly modified office; or to reassign residence posts as-  
6 signed to the Detroit District Office: *Provided*, That this  
7 section shall not apply to Food and Drug Administration  
8 field laboratory facilities or operations currently located  
9 in Detroit, Michigan, except that field laboratory per-  
10 sonnel shall be assigned to locations in the general vicinity  
11 of Detroit, Michigan, pursuant to cooperative agreements  
12 between the Food and Drug Administration and other lab-  
13 oratory facilities associated with the State of Michigan.

14 SEC. 726. None of the funds appropriated by this Act  
15 or any other Act shall be used to pay the salaries and  
16 expenses of personnel who prepare or submit appropria-  
17 tions language as part of the President's Budget submis-  
18 sion to the Congress of the United States for programs  
19 under the jurisdiction of the Appropriations Subcommit-  
20 tees on Agriculture, Rural Development, and Related  
21 Agencies that assumes revenues or reflects a reduction  
22 from the previous year due to user fees proposals that  
23 have not been enacted into law prior to the submission  
24 of the Budget unless such Budget submission identifies  
25 which additional spending reductions should occur in the



1 event the user fees proposals are not enacted prior to the  
2 date of the convening of a committee of conference for  
3 the fiscal year 2003 appropriations Act.

4       SEC. 727. None of the funds appropriated by this Act  
5 shall be used to propose or issue rules, regulations, de-  
6 crees, or orders for the purpose of implementation, or in  
7 preparation for implementation, of the Kyoto Protocol  
8 which was adopted on December 11, 1997, in Kyoto,  
9 Japan.

10       SEC. 728. None of the funds made available by this  
11 Act or any other Act may be used to close or relocate a  
12 state Rural Development office unless or until cost effec-  
13 tiveness and enhancement of program delivery have been  
14 determined.

15       SEC. 729. Of any shipments of commodities made  
16 pursuant to section 416(b) of the Agricultural Act of 1949  
17 (7 U.S.C. 1431(b)), the Secretary of Agriculture shall, to  
18 the extent practicable, direct that tonnage equal in value  
19 to not more than \$25,000,000 shall be made available to  
20 foreign countries to assist in mitigating the effects of the  
21 Human Immunodeficiency Virus and Acquired Immune  
22 Deficiency Syndrome on communities, including the provi-  
23 sion of—

24               (1) agricultural commodities to—

1           (A) individuals with Human Immuno-  
2           deficiency Virus or Acquired Immune Defi-  
3           ciency Syndrome in the communities, and

4           (B) households in the communities, par-  
5           ticularly individuals caring for orphaned chil-  
6           dren; and

7           (2) agricultural commodities monetized to pro-  
8           vide other assistance (including assistance under  
9           microcredit and microenterprise programs) to create  
10          or restore sustainable livelihoods among individuals  
11          in the communities, particularly individuals caring  
12          for orphaned children.

13       SEC. 730. In addition to amounts otherwise appro-  
14       priated or made available by this Act, \$1,996,000 is ap-  
15       propriated for the purpose of providing Bill Emerson and  
16       Mickey Leland Hunger Fellowships through the Congres-  
17       sional Hunger Center.

18       SEC. 731. Refunds or rebates received on an on-going  
19       basis from a credit card services provider under the De-  
20       partment of Agriculture's charge card programs may be  
21       deposited to and retained without fiscal year limitation in  
22       the Departmental Working Capital Fund established  
23       under 7 U.S.C. 2235 and used to fund management initia-  
24       tives of general benefit to the Department of Agriculture

1   bureaus and offices as determined by the Secretary of Ag-  
2   riculture or the Secretary's designee.

3       SEC. 732. Notwithstanding section 412 of the Agri-  
4   cultural Trade Development and Assistance Act of 1954  
5   (7 U.S.C. 1736f) any balances available to carry out title  
6   III of such Act as of the date of enactment of this Act,  
7   and any recoveries and reimbursements that become avail-  
8   able to carry out title III of such Act, may be used to  
9   carry out title II of such Act.

10       SEC. 733. Of the funds made available under section  
11   27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2011 et  
12   seq.), the Secretary may use up to \$5,000,000 for admin-  
13   istrative costs associated with the distribution of commod-  
14   ities.

15       SEC. 734. Notwithstanding any other provision of  
16   law, the Secretary may transfer up to \$26,000,000 in  
17   funds provided for the Environmental Quality Incentives  
18   Program authorized by Chapter 4, Subtitle D, Title XII  
19   of the Food Security Act of 1985, for technical assistance  
20   to implement the Conservation Reserve Program author-  
21   ized by subchapter B, Chapter 1, Title XII of the Food  
22   Security Act of 1985, with funds to remain available until  
23   expended: *Provided*, That notwithstanding any other pro-  
24   vision of law, the Secretary may elect to enroll no more  
25   than 340,000 acres for continuous signup, conservation

1 reserve enhancement, or wetland pilot purposes and no  
2 acres for regular enrollment into the Conservation Reserve  
3 Program authorized by subchapter B, Chapter 1, Title  
4 XII of the Food Security Act of 1985, during fiscal year  
5 2002 and any savings derived from such action may be  
6 transferred, not to exceed \$18,000,000, for technical as-  
7 sistance to implement the Conservation Reserve Program,  
8 with funds to remain available until expended.

9       SEC. 735. Notwithstanding any other provision of  
10 law, the City of St. Joseph, Missouri, shall be eligible for  
11 grants and loans administered by the rural development  
12 mission area of the Department of Agriculture relating to  
13 an application submitted to the Department by a farmer-  
14 owned cooperative, a majority of whose members reside  
15 in a rural area, as determined by the Secretary, and for  
16 the purchase and operation of a facility beneficial to the  
17 purpose of the cooperative.

18       SEC. 736. ELIGIBILITY OF PRIVATE ORGANIZATIONS  
19 UNDER CHILD AND ADULT CARE FOOD PROGRAM. (a)  
20 Section 17(a)2(B) of the Richard B. Russell National  
21 School Lunch Act (42 U.S.C. 1766(a)(2)(B) is amended  
22 by striking “2001” and inserting “2002”.

23       SEC. 737. Notwithstanding any other provision of  
24 law, the Natural Resources Conservation Service shall pro-  
25 vide financial and technical assistance in the amount of

1 \$150,000 to the Mallard Pointe project in Madison Coun-  
2 ty, Mississippi.

3 SEC. 738. Notwithstanding any other provision of  
4 law, the Secretary of Agriculture shall, in cooperation with  
5 the State of Illinois, develop and implement a pilot project  
6 utilizing conservation programs of the Department of Ag-  
7 riculture for soil, water, wetlands, and wildlife habitat en-  
8 hancement in the Illinois River Basin: *Provided*, That no  
9 funds shall be made available to carry out this section un-  
10 less they are expressly provided for a program in this Act  
11 or any other Act for obligation in fiscal year 2002: *Pro-*  
12 *vided further*, That any conservation reserve program en-  
13 rollments made pursuant to this section shall be subject  
14 to section 734 of this Act.

15 SEC. 739. Notwithstanding any other provision of  
16 law, the Natural Resources Conservation Service shall pro-  
17 vide \$450,000 for a wetlands restoration and water con-  
18 servation project in the vicinity of Jamestown, Rhode Is-  
19 land.

20 SEC. 740. Notwithstanding any other provision of  
21 law, up to \$3,000,000 may be made available from funds  
22 under the rural business and cooperative development pro-  
23 grams of the Rural Community Advancement Program for  
24 a grant to the extent matching funds from the Depart-

1 ment of Energy are provided if a commitment for such  
2 matching funds is made prior to July 1, 2002.

3       This Act may be cited as the “Agriculture, Rural De-  
4 velopment, Food and Drug Administration, and Related  
5 Agencies Appropriations Act, 2002”.

**Calendar No. 91**

107TH CONGRESS  
1ST SESSION

**S. 1191**

**[Report No. 107-41]**

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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, 2002, and for other purposes.

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JULY 18, 2001

Read twice and placed on the calendar