

Union Calendar No. 255

109TH CONGRESS
2^D SESSION

H. R. 5384

[Report No. 109–463]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 12, 2006

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

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, 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-

tion, and Related Agencies programs for the fiscal year
 ending September 30, 2007, and for other purposes,
 namely:

TITLE I

AGRICULTURAL PROGRAMS

PRODUCTION, PROCESSING, AND MARKETING

OFFICE OF THE SECRETARY

For necessary expenses of the Office of the Secretary
 of Agriculture, \$5,499,000: *Provided*, That not to exceed
 \$11,000 of this amount shall be available for official recep-
 tion and representation expenses, not otherwise provided
 for, as determined by the Secretary.

EXECUTIVE OPERATIONS

CHIEF ECONOMIST

For necessary expenses of the Chief Economist, in-
 cluding economic analysis, risk assessment, cost-benefit
 analysis, energy and new uses, and the functions of the
 World Agricultural Outlook Board, as authorized by the
 Agricultural Marketing Act of 1946 (7 U.S.C. 1622g),
 \$11,226,000.

NATIONAL APPEALS DIVISION

For necessary expenses of the National Appeals Divi-
 sion, \$14,795,000.

OFFICE OF BUDGET AND PROGRAM ANALYSIS

For necessary expenses of the Office of Budget and
 Program Analysis, \$8,479,000.

1 HOMELAND SECURITY STAFF

2 For necessary expenses of the Homeland Security
3 Staff, \$954,000.

4 OFFICE OF THE CHIEF INFORMATION OFFICER

5 For necessary expenses of the Office of the Chief In-
6 formation Officer, \$16,936,000.

7 COMMON COMPUTING ENVIRONMENT

8 For necessary expenses to acquire a Common Com-
9 puting Environment for the Natural Resources Conserva-
10 tion Service, the Farm and Foreign Agricultural Service,
11 and Rural Development mission areas for information
12 technology, systems, and services, \$68,971,000, of which
13 \$4,494,127 is for rural development-related activities,
14 \$14,494,273 is for Natural Resource Conservation Serv-
15 ice-related activities, and \$49,982,600 is for Farm Service
16 Agency-related activities, to remain available until ex-
17 pended, for the capital asset acquisition of shared informa-
18 tion technology systems, including services as authorized
19 by 7 U.S.C. 6915–16 and 40 U.S.C. 1421–28: *Provided*,
20 That obligation of these funds shall be consistent with the
21 Department of Agriculture Service Center Modernization
22 Plan of the county-based agencies, and shall be with the
23 concurrence of the Department’s Chief Information Offi-
24 cer: *Provided further*, That of the funds provided under
25 this section, \$410,000 shall be available to process data

1 to acquire fourband digital color infrared imagery of the
2 entire State of New Mexico.

3 OFFICE OF THE CHIEF FINANCIAL OFFICER

4 For necessary expenses of the Office of the Chief Fi-
5 nancial Officer, \$5,991,000: *Provided*, That no funds
6 made available by this appropriation may be obligated for
7 FAIR Act or Circular A-76 activities until the Secretary
8 has submitted to the Committees on Appropriations of
9 both Houses of Congress and the Committee on Govern-
10 ment Reform of the House of Representatives a report on
11 the Department's contracting out policies, including agen-
12 cy budgets for contracting out.

13 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
14 RIGHTS

15 For necessary salaries and expenses of the Office of
16 the Assistant Secretary for Civil Rights, \$836,000.

17 OFFICE OF CIVIL RIGHTS

18 For necessary expenses of the Office of Civil Rights,
19 \$22,650,000.

20 OFFICE OF THE ASSISTANT SECRETARY FOR
21 ADMINISTRATION

22 For necessary salaries and expenses of the Office of
23 the Assistant Secretary for Administration, \$736,000.

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 and facili-
15 ties, and for related costs, \$209,814,000, to remain avail-
16 able until expended, of which \$155,851,000 shall be avail-
17 able for payments to the General Services Administration
18 for rent and the Department of Homeland Security for
19 building security: *Provided*, That amounts which are made
20 available for space rental and related costs for the Depart-
21 ment of Agriculture in this Act may be transferred be-
22 tween such appropriations to cover the costs of additional,
23 new, or replacement space 15 days after notice thereof is
24 transmitted to the Appropriations Committees of both
25 Houses of Congress.

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.), \$12,020,000, 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, \$24,114,000, to provide for necessary expenses for management support services to offices of the Department and for general administration, security, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department: *Provided*, That this appropriation shall be reimbursed from applicable appropriations in this Act for travel expenses incident to the holding of hearings as required by 5 U.S.C. 551–558.

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

4 For necessary salaries and expenses of the Office of
5 the Assistant Secretary for Congressional Relations to
6 carry out the programs funded by this Act, including pro-
7 grams involving intergovernmental affairs and liaison
8 within the executive branch, \$3,940,000: *Provided*, That
9 these funds may be transferred to agencies of the Depart-
10 ment of Agriculture funded by this Act to maintain per-
11 sonnel at the agency level: *Provided further*, That no funds
12 made available by this appropriation may be obligated
13 after 30 days from the date of enactment of this Act, un-
14 less the Secretary has notified the Committees on Appro-
15 priations of both Houses of Congress on the allocation of
16 these funds by USDA agency: *Provided further*, That no
17 other funds appropriated to the Department by this Act
18 shall be available to the Department for support of activi-
19 ties of congressional relations.

20 OFFICE OF COMMUNICATIONS

21 For necessary expenses to carry out services relating
22 to the coordination of programs involving public affairs,
23 for the dissemination of agricultural information, and the
24 coordination of information, work, and programs author-
25 ized by Congress in the Department, \$9,695,000: *Pro-*

1 *vided*, That not to exceed \$2,000,000 may be used for
2 farmers' bulletins.

3 OFFICE OF THE INSPECTOR GENERAL

4 For necessary expenses of the Office of the Inspector
5 General, including employment pursuant to the Inspector
6 General Act of 1978, \$82,493,000, including such sums
7 as may be necessary for contracting and other arrange-
8 ments with public agencies and private persons pursuant
9 to section 6(a)(9) of the Inspector General Act of 1978,
10 and including not to exceed \$125,000 for certain confiden-
11 tial operational expenses, including the payment of inform-
12 ants, to be expended under the direction of the Inspector
13 General pursuant to Public Law 95-452 and section 1337
14 of Public Law 97-98.

15 OFFICE OF THE GENERAL COUNSEL

16 For necessary expenses of the Office of the General
17 Counsel, \$40,455,000.

18 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,

19 EDUCATION AND ECONOMICS

20 For necessary salaries and expenses of the Office of
21 the Under Secretary for Research, Education and Eco-
22 nomics to administer the laws enacted by the Congress
23 for the Economic Research Service, the National Agricul-
24 tural Statistics Service, the Agricultural Research Service,

1 and the Cooperative State Research, Education, and Ex-
2 tension Service, \$651,000.

3 ECONOMIC RESEARCH SERVICE

4 For necessary expenses of the Economic Research
5 Service in conducting economic research and analysis,
6 \$80,963,000.

7 NATIONAL AGRICULTURAL STATISTICS SERVICE

8 For necessary expenses of the National Agricultural
9 Statistics Service in conducting statistical reporting and
10 service work, \$148,719,000, of which up to \$36,582,000
11 shall be available until expended for the Census of Agri-
12 culture.

13 AGRICULTURAL RESEARCH SERVICE

14 SALARIES AND EXPENSES

15 For necessary expenses to enable the Agricultural Re-
16 search Service to perform agricultural research and dem-
17 onstration relating to production, utilization, marketing,
18 and distribution (not otherwise provided for); home eco-
19 nomics or nutrition and consumer use including the acqui-
20 sition, preservation, and dissemination of agricultural in-
21 formation; and for acquisition of lands by donation, ex-
22 change, or purchase at a nominal cost not to exceed \$100,
23 and for land exchanges where the lands exchanged shall
24 be of equal value or shall be equalized by a payment of
25 money to the grantor which shall not exceed 25 percent

1 of the total value of the land or interests transferred out
2 of Federal ownership, \$1,057,603,000, of which
3 \$2,350,000 shall remain available until expended: *Pro-*
4 *vided*, That appropriations hereunder shall be available for
5 the operation and maintenance of aircraft and the pur-
6 chase of not to exceed one for replacement only: *Provided*
7 *further*, That appropriations hereunder shall be available
8 pursuant to 7 U.S.C. 2250 for the construction, alteration,
9 and repair of buildings and improvements, but unless oth-
10 erwise provided, the cost of constructing any one building
11 shall not exceed \$375,000, except for headhouses or green-
12 houses which shall each be limited to \$1,200,000, and ex-
13 cept for 10 buildings to be constructed or improved at a
14 cost not to exceed \$750,000 each, and the cost of altering
15 any one building during the fiscal year shall not exceed
16 10 percent of the current replacement value of the build-
17 ing or \$375,000, whichever is greater: *Provided further*,
18 That the limitations on alterations contained in this Act
19 shall not apply to modernization or replacement of existing
20 facilities at Beltsville, Maryland: *Provided further*, That
21 appropriations hereunder shall be available for granting
22 easements at the Beltsville Agricultural Research Center:
23 *Provided further*, That the foregoing limitations shall not
24 apply to replacement of buildings needed to carry out the
25 Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*,

1 That the foregoing limitations shall not apply to the pur-
2 chase of land at Florence, South Carolina: *Provided fur-*
3 *ther*, That funds may be received from any State, other
4 political subdivision, organization, or individual for the
5 purpose of establishing or operating any research facility
6 or research project of the Agricultural Research Service,
7 as authorized by law: *Provided further*, That the Secretary,
8 through the Agricultural Research Service, or successor,
9 is authorized to lease approximately 40 acres of land at
10 the Central Plains Experiment Station, Nunn, Colorado,
11 to the Board of Governors of the Colorado State Univer-
12 sity System, for its Shortgrass Steppe Biological Field
13 Station, on such terms and conditions as the Secretary
14 deems in the public interest: *Provided further*, That the
15 Secretary understands that it is the intent of the Univer-
16 sity to construct research and educational buildings on the
17 subject acreage and to conduct agricultural research and
18 educational activities in these buildings: *Provided further*,
19 That as consideration for a lease, the Secretary may ac-
20 cept the benefits of mutual cooperative research to be con-
21 ducted by the Colorado State University and the Govern-
22 ment at the Shortgrass Steppe Biological Field Station:
23 *Provided further*, That the term of any lease shall be for
24 no more than 20 years, but a lease may be renewed at
25 the option of the Secretary on such terms and conditions

1 as the Secretary deems in the public interest: *Provided*
2 *further*, That the Agricultural Research Service may con-
3 vey all rights and title of the United States, to a parcel
4 of land comprising 19 acres, more or less, located in Sec-
5 tion 2, Township 18 North, Range 14 East in Oktibbeha
6 County, Mississippi, originally conveyed by the Board of
7 Trustees of the Institution of Higher Learning of the
8 State of Mississippi, and described in instruments re-
9 corded in Deed Book 306 at pages 553–554, Deed Book
10 319 at page 219, and Deed Book 33 at page 115, of the
11 public land records of Oktibbeha County, Mississippi, in-
12 cluding facilities, and fixed equipment, to the Mississippi
13 State University, Starkville, Mississippi, in their “as is”
14 condition, when vacated by the Agricultural Research
15 Service: *Provided further*, That none of the funds appro-
16 priated under this heading shall be available to carry out
17 research related to the production, processing, or mar-
18 keting of tobacco or tobacco products.

19 BUILDINGS AND FACILITIES

20 For acquisition of land, construction, repair, improve-
21 ment, extension, alteration, and purchase of fixed equip-
22 ment or facilities as necessary to carry out the agricultural
23 research programs of the Department of Agriculture,
24 where not otherwise provided, \$140,000,000, to remain
25 available until expended.

1 COOPERATIVE STATE RESEARCH, EDUCATION, AND
2 EXTENSION SERVICE
3 RESEARCH AND EDUCATION ACTIVITIES

4 For payments to agricultural experiment stations, for
5 cooperative forestry and other research, for facilities, and
6 for other expenses, \$651,606,000, as follows: to carry out
7 the provisions of the Hatch Act of 1887 (7 U.S.C. 361a–
8 i), \$183,275,000; for grants for cooperative forestry re-
9 search (16 U.S.C. 582a through a–7), \$22,668,000; for
10 payments to the 1890 land-grant colleges, including
11 Tuskegee University and West Virginia State University
12 (7 U.S.C. 3222), \$38,331,000, of which \$1,507,496 shall
13 be made available only for the purpose of ensuring that
14 each institution shall receive no less than \$1,000,000; for
15 special grants for agricultural research (7 U.S.C. 450i(c)),
16 \$103,471,000; for special grants for agricultural research
17 on improved pest control (7 U.S.C. 450i(c)), \$14,952,000;
18 for competitive research grants (7 U.S.C. 450i(b)),
19 \$190,000,000; for the support of animal health and dis-
20 ease programs (7 U.S.C. 3195), \$5,006,000; for supple-
21 mental and alternative crops and products (7 U.S.C.
22 3319d), \$1,175,000; for grants for research pursuant to
23 the Critical Agricultural Materials Act (7 U.S.C. 178 et
24 seq.), \$1,091,000, to remain available until expended; for
25 the 1994 research grants program for 1994 institutions

1 pursuant to section 536 of Public Law 103–382 (7 U.S.C.
2 301 note), \$1,250,000, to remain available until expended;
3 for rangeland research grants (7 U.S.C. 3333),
4 \$1,000,000; for higher education graduate fellowship
5 grants (7 U.S.C. 3152(b)(6)), \$4,455,000, to remain
6 available until expended (7 U.S.C. 2209b); for higher edu-
7 cation challenge grants (7 U.S.C. 3152(b)(1)),
8 \$5,445,000; for a higher education multicultural scholars
9 program (7 U.S.C. 3152(b)(5)), \$988,000 to remain avail-
10 able until expended (7 U.S.C. 2209b); for an education
11 grants program for Hispanic-serving Institutions (7
12 U.S.C. 3241), \$5,940,000; for a secondary agriculture
13 education program and 2-year post-secondary education
14 (7 U.S.C. 3152(j)), \$990,000; for aquaculture grants (7
15 U.S.C. 3322), \$3,956,000; for sustainable agriculture re-
16 search and education (7 U.S.C. 5811), \$12,196,000; for
17 a program of capacity building grants (7 U.S.C.
18 3152(b)(4)) to colleges eligible to receive funds under the
19 Act of August 30, 1890 (7 U.S.C. 321–326 and 328), in-
20 cluding Tuskegee University and West Virginia State Uni-
21 versity, \$12,375,000, to remain available until expended
22 (7 U.S.C. 2209b); for payments to the 1994 Institutions
23 pursuant to section 534(a)(1) of Public Law 103–382,
24 \$3,000,000; for resident instruction grants for insular
25 areas under section 1491 of the National Agricultural Re-

1 search, Extension, and Teaching Policy Act of 1977 (7
 2 U.S.C. 3363), \$500,000; and for necessary expenses of
 3 Research and Education Activities, \$39,542,000, of which
 4 \$2,723,000 for the Research, Education, and Economics
 5 Information System and \$2,151,000 for the Electronic
 6 Grants Information System, are to remain available until
 7 expended: *Provided*, That none of the funds appropriated
 8 under this heading shall be available to carry out research
 9 related to the production, processing, or marketing of to-
 10 bacco or tobacco products: *Provided further*, That this
 11 paragraph shall not apply to research on the medical, bio-
 12 technological, food, and industrial uses of tobacco.

13 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

17 EXTENSION ACTIVITIES

18 For payments to States, the District of Columbia,
 19 Puerto Rico, Guam, the Virgin Islands, Micronesia,
 20 Northern Marianas, and American Samoa, \$457,042,000,
 21 as follows: payments for cooperative extension work under
 22 the Smith-Lever Act, to be distributed under sections 3(b)
 23 and 3(c) of said Act, and under section 208(c) of Public
 24 Law 93–471, for retirement and employees’ compensation
 25 costs for extension agents, \$281,429,000; payments for
 26 extension work at the 1994 Institutions under the Smith-

1 Lever Act (7 U.S.C. 343(b)(3)), \$3,273,000; payments for
2 the nutrition and family education program for low-income
3 areas under section 3(d) of the Act, \$62,634,000; pay-
4 ments for the pest management program under section
5 3(d) of the Act, \$10,152,000; payments for the farm safe-
6 ty program under section 3(d) of the Act, \$4,517,000;
7 payments for New Technologies for Ag Extension under
8 Section 3(d) of the Act, \$1,985,000; payments to upgrade
9 research, extension, and teaching facilities at the 1890
10 land-grant colleges, including Tuskegee University and
11 West Virginia State University, as authorized by section
12 1447 of Public Law 95–113 (7 U.S.C. 3222b),
13 \$16,777,000, to remain available until expended; pay-
14 ments for youth-at-risk programs under section 3(d) of the
15 Smith-Lever Act, \$8,396,000; for youth farm safety edu-
16 cation and certification extension grants, to be awarded
17 competitively under section 3(d) of the Act, \$494,000;
18 payments for carrying out the provisions of the Renewable
19 Resources Extension Act of 1978 (16 U.S.C. 1671 et
20 seq.), \$4,052,000; payments for federally-recognized
21 Tribes Extension Program under section 3(d) of the
22 Smith-Lever Act, \$3,000,000; payments for sustainable
23 agriculture programs under section 3(d) of the Act,
24 \$4,067,000; payments for rural health and safety edu-
25 cation as authorized by section 502(i) of Public Law 92–

1 419 (7 U.S.C. 2662(i)), \$1,945,000; payments for cooper-
 2 ative extension work by the colleges receiving the benefits
 3 of the second Morrill Act (7 U.S.C. 321–326 and 328)
 4 and Tuskegee University and West Virginia State Univer-
 5 sity, \$34,073,000, of which \$1,724,884 shall be made
 6 available only for the purpose of ensuring that each insti-
 7 tution shall receive no less than \$1,000,000; for grants
 8 to youth organizations pursuant to section 7630 of title
 9 7, United States Code, \$2,000,000; and for necessary ex-
 10 penses of Extension Activities, \$18,248,000.

11 INTEGRATED ACTIVITIES

12 For the integrated research, education, and extension
 13 grants programs, including necessary administrative ex-
 14 penses, \$55,234,000, as follows: for competitive grants
 15 programs authorized under section 406 of the Agricultural
 16 Research, Extension, and Education Reform Act of 1998
 17 (7 U.S.C. 7626), \$45,792,000, including \$11,278,000 for
 18 the water quality program, \$12,997,000 for the food safe-
 19 ty program, \$3,890,000 for the regional pest management
 20 centers program, \$4,219,000 for the Food Quality Protec-
 21 tion Act risk mitigation program for major food crop sys-
 22 tems, \$1,275,000 for the crops affected by Food Quality
 23 Protection Act implementation, \$3,075,000 for the methyl
 24 bromide transition program, and \$1,855,000 for the or-
 25 ganic transition program; for a competitive international
 26 science and education grants program authorized under

1 section 1459A of the National Agricultural Research, Ex-
2 tension, and Teaching Policy Act of 1977 (7 U.S.C.
3 3292b), to remain available until expended, \$990,000; for
4 grants programs authorized under section 2(c)(1)(B) of
5 Public Law 89–106, as amended, \$1,000,000, to remain
6 available until September 30, 2008 for the critical issues
7 program; and \$1,378,000, for the regional rural develop-
8 ment centers program; \$2,277,000 for asian soybean rust;
9 and \$11,000,000 for the Food and Agriculture Defense
10 Initiative authorized under section 1484 of the National
11 Agricultural Research, Extension, and Teaching Act of
12 1977, to remain available until September 30, 2008.

13 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

14 For grants and contracts pursuant to section 2501
15 of the Food, Agriculture, Conservation, and Trade Act of
16 1990 (7 U.S.C. 2279), \$6,930,000, to remain available
17 until expended.

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

20 For necessary salaries and expenses of the Office of
21 the Under Secretary for Marketing and Regulatory Pro-
22 grams to administer programs under the laws enacted by
23 the Congress for the Animal and Plant Health Inspection
24 Service; the Agricultural Marketing Service; and the Grain
25 Inspection, Packers and Stockyards Administration;
26 \$741,000.

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

4 For expenses, not otherwise provided for, necessary
5 to prevent, control, and eradicate pests and plant and ani-
6 mal diseases; to carry out inspection, quarantine, and reg-
7 ulatory activities; and to protect the environment, as au-
8 thorized by law, \$898,116,000, of which \$4,127,000 shall
9 be available for the control of outbreaks of insects, plant
10 diseases, animal diseases and for control of pest animals
11 and birds to the extent necessary to meet emergency con-
12 ditions; of which \$40,269,000 shall be used for the Cotton
13 Pests program for cost share purposes or for debt retire-
14 ment for active eradication zones; of which \$33,107,000
15 shall be available for a National Animal Identification pro-
16 gram; of which \$47,205,000 shall be used to conduct a
17 surveillance and preparedness program for highly patho-
18 genic avian influenza: *Provided*, That no funds shall be
19 used to formulate or administer a brucellosis eradication
20 program for the current fiscal year that does not require
21 minimum matching by the States of at least 40 percent:
22 *Provided further*, That none of the funds appropriated
23 under this heading for the National Animal Identification
24 program may be obligated until the Committee on Appro-
25 priations of the House of Representatives receives from
26 the Secretary a complete and detailed plan for the Na-

1 tional Animal Identification System, including, but not
2 limited to, proposed legislative changes, cost estimates,
3 and means of program evaluation, and such plan is pub-
4 lished as an Advanced Notice of Proposed Rulemaking in
5 the Federal Register for comment by interested parties:
6 *Provided further*, That this appropriation shall be available
7 for the operation and maintenance of aircraft and the pur-
8 chase of not to exceed four, of which two shall be for re-
9 placement only: *Provided further*, That, in addition, in
10 emergencies which threaten any segment of the agricul-
11 tural production industry of this country, the Secretary
12 may transfer from other appropriations or funds available
13 to the agencies or corporations of the Department such
14 sums as may be deemed necessary, to be available only
15 in such emergencies for the arrest and eradication of con-
16 tagious or infectious disease or pests of animals, poultry,
17 or plants, and for expenses in accordance with sections
18 10411 and 10417 of the Animal Health Protection Act
19 (7 U.S.C. 8310 and 8316) and sections 431 and 442 of
20 the Plant Protection Act (7 U.S.C. 7751 and 7772), and
21 any unexpended balances of funds transferred for such
22 emergency purposes in the preceding fiscal year shall be
23 merged with such transferred amounts: *Provided further*,
24 That appropriations hereunder shall be available pursuant
25 to law (7 U.S.C. 2250) for the repair and alteration of

1 leased buildings and improvements, but unless otherwise
2 provided the cost of altering any one building during the
3 fiscal year shall not exceed 10 percent of the current re-
4 placement value of the building.

5 In fiscal year 2007, the agency is authorized to collect
6 fees to cover the total costs of providing technical assist-
7 ance, goods, or services requested by States, other political
8 subdivisions, domestic and international organizations,
9 foreign governments, or individuals, provided that such
10 fees are structured such that any entity's liability for such
11 fees is reasonably based on the technical assistance, goods,
12 or services provided to the entity by the agency, and such
13 fees shall be credited to this account, to remain available
14 until expended, without further appropriation, for pro-
15 viding such assistance, goods, or services.

16 BUILDINGS AND FACILITIES

17 For plans, construction, repair, preventive mainte-
18 nance, environmental support, improvement, extension, al-
19 teration, and purchase of fixed equipment or facilities, as
20 authorized by 7 U.S.C. 2250, and acquisition of land as
21 authorized by 7 U.S.C. 428a, \$5,946,000, to remain avail-
22 able until expended.

23 AGRICULTURAL MARKETING SERVICE

24 MARKETING SERVICES

25 For necessary expenses to carry out services related
26 to consumer protection, agricultural marketing and dis-

1 tribution, transportation, and regulatory programs, as au-
2 thorized by law, and for administration and coordination
3 of payments to States, \$77,269,000, including funds for
4 the wholesale market development program for the design
5 and development of wholesale and farmer market facilities
6 for the major metropolitan areas of the country: *Provided*,
7 That this appropriation shall be available pursuant to law
8 (7 U.S.C. 2250) for the alteration and repair of buildings
9 and improvements, but the cost of altering any one build-
10 ing during the fiscal year shall not exceed 10 percent of
11 the current replacement value of the building.

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

15 LIMITATION ON ADMINISTRATIVE EXPENSES

16 Not to exceed \$62,211,000 (from fees collected) shall
17 be obligated during the current fiscal year for administra-
18 tive expenses: *Provided*, That if crop size is understated
19 and/or other uncontrollable events occur, the agency may
20 exceed this limitation by up to 10 percent with notification
21 to the Committees on Appropriations of both Houses of
22 Congress.

1 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND
2 SUPPLY (SECTION 32)
3 (INCLUDING TRANSFERS OF FUNDS)

4 Funds available under section 32 of the Act of Au-
5 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
6 modity program expenses as authorized therein, and other
7 related operating expenses, including not less than
8 \$9,900,000 for replacement of a system to support com-
9 modity purchases, except for: (1) transfers to the Depart-
10 ment of Commerce as authorized by the Fish and Wildlife
11 Act of August 8, 1956; (2) transfers otherwise provided
12 in this Act; and (3) not more than \$16,425,000 for formu-
13 lation and administration of marketing agreements and
14 orders pursuant to the Agricultural Marketing Agreement
15 Act of 1937 and the Agricultural Act of 1961.

16 PAYMENTS TO STATES AND POSSESSIONS

17 For payments to departments of agriculture, bureaus
18 and departments of markets, and similar agencies for
19 marketing activities under section 204(b) of the Agricul-
20 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
21 \$1,334,000.

22 GRAIN INSPECTION, PACKERS AND STOCKYARDS

23 ADMINISTRATION

24 SALARIES AND EXPENSES

25 For necessary expenses to carry out the provisions
26 of the United States Grain Standards Act, for the admin-

1 istration of the Packers and Stockyards Act, for certifying
2 procedures used to protect purchasers of farm products,
3 and the standardization activities related to grain under
4 the Agricultural Marketing Act of 1946, \$39,737,000:
5 *Provided*, That this appropriation shall be available pursu-
6 ant to law (7 U.S.C. 2250) for the alteration and repair
7 of buildings and improvements, but the cost of altering
8 any one building during the fiscal year shall not exceed
9 10 percent of the current replacement value of the build-
10 ing.

11 LIMITATION ON INSPECTION AND WEIGHING SERVICES

12 EXPENSES

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

20 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

21 For necessary salaries and expenses of the Office of
22 the Under Secretary for Food Safety to administer the
23 laws enacted by the Congress for the Food Safety and In-
24 spection Service, \$656,000.

1 FOOD SAFETY AND INSPECTION SERVICE

2 For necessary expenses to carry out services author-
3 ized by the Federal Meat Inspection Act, the Poultry
4 Products Inspection Act, and the Egg Products Inspection
5 Act, including not to exceed \$50,000 for representation
6 allowances and for expenses pursuant to section 8 of the
7 Act approved August 3, 1956 (7 U.S.C. 1766),
8 \$853,249,000, of which no less than \$766,290,000 shall
9 be available for Federal food safety and inspection; and
10 in addition, \$1,000,000 may be credited to this account
11 from fees collected for the cost of laboratory accreditation
12 as authorized by section 1327 of the Food, Agriculture,
13 Conservation and Trade Act of 1990 (7 U.S.C. 138f): *Pro-*
14 *vided*, That of the total amount made available under this
15 heading, no less than \$20,653,000 shall be obligated for
16 regulatory and scientific training: *Provided further*, That
17 not to exceed \$565,000 is for construction of a laboratory
18 sample receiving facility at the Russell Research Center
19 in Athens, Georgia: *Provided further*, That this appropria-
20 tion shall be available pursuant to law (7 U.S.C. 2250)
21 for the alteration and repair of buildings and improve-
22 ments, but the cost of altering any one building during
23 the fiscal year shall not exceed 10 percent of the current
24 replacement value of the building.

1 FARM ASSISTANCE PROGRAMS

2 OFFICE OF THE UNDER SECRETARY FOR FARM AND

3 FOREIGN AGRICULTURAL SERVICES

4 For necessary salaries and expenses of the Office of
5 the Under Secretary for Farm and Foreign Agricultural
6 Services to administer the laws enacted by Congress for
7 the Farm Service Agency, the Foreign Agricultural Serv-
8 ice, the Risk Management Agency, and the Commodity
9 Credit Corporation, \$691,000.

10 FARM SERVICE AGENCY

11 SALARIES AND EXPENSES

12 (INCLUDING TRANSFERS OF FUNDS)

13 For necessary expenses for carrying out the adminis-
14 tration and implementation of programs administered by
15 the Farm Service Agency, \$1,053,760,000: *Provided*, That
16 the Secretary is authorized to use the services, facilities,
17 and authorities (but not the funds) of the Commodity
18 Credit Corporation to make program payments for all pro-
19 grams administered by the Agency: *Provided further*, That
20 other funds made available to the Agency for authorized
21 activities may be advanced to and merged with this ac-
22 count: *Provided further*, That none of the funds made
23 available by this Act may be used to pay the salaries or
24 expenses of any officer or employee of the Department of
25 Agriculture to close any local or county office of the Farm
26 Service Agency unless the Secretary of Agriculture, not

1 later than 30 days after the date on which the Secretary
2 proposed the closure, holds a public meeting about the
3 proposed closure in the county in which the local or county
4 office is located, and, after the public meeting but not later
5 than 120 days before the date on which the Secretary ap-
6 proves the closure, notifies the Committee on Agriculture
7 and the Committee on Appropriations of the House of
8 Representatives and the Committee on Agriculture, Nutri-
9 tion, and Forestry and the Committee on Appropriations
10 of the Senate, and the members of Congress from the
11 State in which the local or county office is located of the
12 proposed closure.

13 STATE MEDIATION GRANTS

14 For grants pursuant to section 502(b) of the Agricul-
15 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
16 5106), \$4,208,000.

17 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

18 For necessary expenses to carry out wellhead or
19 groundwater protection activities under section 1240O of
20 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),
21 \$3,713,000, to remain available until expended.

22 DAIRY INDEMNITY PROGRAM

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses involved in making indemnity
25 payments to dairy farmers and manufacturers of dairy
26 products under a dairy indemnity program, \$100,000, to

1 remain available until expended: *Provided*, That such pro-
 2 gram is carried out by the Secretary in the same manner
 3 as the dairy indemnity program described in the Agri-
 4 culture, Rural Development, Food and Drug Administra-
 5 tion, and Related Agencies Appropriations Act, 2001
 6 (Public Law 106–387, 114 Stat. 1549A–12).

7 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

8 ACCOUNT

9 (INCLUDING TRANSFERS OF FUNDS)

10 For gross obligations for the principal amount of di-
 11 rect and guaranteed farm ownership (7 U.S.C. 1922 et
 12 seq.) and operating (7 U.S.C. 1941 et seq.) loans, Indian
 13 tribe land acquisition loans (25 U.S.C. 488), and boll wee-
 14 vil loans (7 U.S.C. 1989), to be available from funds in
 15 the Agricultural Credit Insurance Fund, as follows: farm
 16 ownership loans, \$1,422,750,000, of which
 17 \$1,200,000,000 shall be for unsubsidized guaranteed
 18 loans and \$222,750,000 shall be for direct loans; oper-
 19 ating loans, \$2,065,754,000, of which \$1,150,000,000
 20 shall be for unsubsidized guaranteed loans, \$272,254,000
 21 shall be for subsidized guaranteed loans and \$643,500,000
 22 shall be for direct loans; Indian tribe land acquisition
 23 loans, \$3,960,000; and for boll weevil eradication program
 24 loans, \$59,400,000: *Provided*, That the Secretary shall
 25 deem the pink bollworm to be a boll weevil for the purpose
 26 of boll weevil eradication program loans.

1 For the cost of direct and guaranteed loans, including
2 the cost of modifying loans as defined in section 502 of
3 the Congressional Budget Act of 1974, as follows: farm
4 ownership loans, \$16,293,000, of which \$6,960,000 shall
5 be for guaranteed loans, and \$9,333,000 shall be for direct
6 loans; operating loans, \$131,046,000, of which
7 \$28,405,000 shall be for unsubsidized guaranteed loans,
8 \$27,416,000 shall be for subsidized guaranteed loans, and
9 \$75,225,000 shall be for direct loans; Indian tribe land
10 acquisition loans, \$838,000; and for boll weevil eradication
11 program loans, \$1,129,000.

12 In addition, for administrative expenses necessary to
13 carry out the direct and guaranteed loan programs,
14 \$315,258,000, of which \$307,338,000 shall be transferred
15 to and merged with the appropriation for “Farm Service
16 Agency, Salaries and Expenses”.

17 Funds appropriated by this Act to the Agricultural
18 Credit Insurance Program Account for farm ownership
19 and operating direct loans and guaranteed loans may be
20 transferred among these programs: *Provided*, That the
21 Committees on Appropriations of both Houses of Congress
22 are notified at least 15 days in advance of any transfer:
23 *Provided further*, That none of the funds appropriated or
24 otherwise made available by this Act shall be used to pay
25 the salaries and expenses of personnel to collect from the

1 lender an annual fee on unsubsidized guaranteed oper-
2 ating loans, a guarantee fee of more than one percent of
3 the principal obligation of guaranteed unsubsidized oper-
4 ating or ownership loans, or a guarantee fee on subsidized
5 guaranteed operating loans administered by the Farm
6 Service Agency.

7 RISK MANAGEMENT AGENCY

8 For administrative and operating expenses, as au-
9 thorized by section 226A of the Department of Agriculture
10 Reorganization Act of 1994 (7 U.S.C. 6933),
11 \$77,197,000: *Provided*, That not to exceed \$1,000 shall
12 be available for official reception and representation ex-
13 penses, as authorized by 7 U.S.C. 1506(i).

14 CORPORATIONS

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

1 FEDERAL CROP INSURANCE CORPORATION FUND

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

5 COMMODITY CREDIT CORPORATION FUND

6 REIMBURSEMENT FOR NET REALIZED LOSSES

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

20 HAZARDOUS WASTE MANAGEMENT

21 (LIMITATION ON EXPENSES)

22 For the current fiscal year, the Commodity Credit
23 Corporation shall not expend more than \$5,000,000 for
24 site investigation and cleanup expenses, and operations
25 and maintenance expenses to comply with the requirement
26 of section 107(g) of the Comprehensive Environmental

1 Response, Compensation, and Liability Act (42 U.S.C.
2 9607(g)), and section 6001 of the Resource Conservation
3 and Recovery Act (42 U.S.C. 6961).

4 TITLE II

5 CONSERVATION PROGRAMS

6 OFFICE OF THE UNDER SECRETARY FOR NATURAL 7 RESOURCES AND ENVIRONMENT

8 For necessary salaries and expenses of the Office of
9 the Under Secretary for Natural Resources and Environ-
10 ment to administer the laws enacted by the Congress for
11 the Forest Service and the Natural Resources Conserva-
12 tion Service, \$810,000.

13 NATURAL RESOURCES CONSERVATION SERVICE

14 CONSERVATION OPERATIONS

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

1 program by donation, exchange, or purchase at a nominal
2 cost not to exceed \$100 pursuant to the Act of August
3 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
4 ation or improvement of permanent and temporary build-
5 ings; and operation and maintenance of aircraft,
6 \$791,498,000, to remain available until March 31, 2008,
7 of which not less than \$10,588,000 is for snow survey and
8 water forecasting, and not less than \$10,678,000 is for
9 operation and establishment of the plant materials cen-
10 ters, and of which not less than \$27,225,000 shall be for
11 the grazing lands conservation initiative: *Provided*, That
12 appropriations hereunder shall be available pursuant to 7
13 U.S.C. 2250 for construction and improvement of build-
14 ings and public improvements at plant materials centers,
15 except that the cost of alterations and improvements to
16 other buildings and other public improvements shall not
17 exceed \$250,000: *Provided further*, That when buildings
18 or other structures are erected on non-Federal land, that
19 the right to use such land is obtained as provided in 7
20 U.S.C. 2250a: *Provided further*, That this appropriation
21 shall be available for technical assistance and related ex-
22 penses to carry out programs authorized by section 202(c)
23 of title II of the Colorado River Basin Salinity Control
24 Act of 1974 (43 U.S.C. 1592(c)): *Provided further*, That
25 qualified local engineers may be temporarily employed at

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

3 WATERSHED SURVEYS AND PLANNING

4 For necessary expenses to conduct research, inves-
5 tigation, and surveys of watersheds of rivers and other wa-
6 terways, and for small watershed investigations and plan-
7 ning, in accordance with the Watershed Protection and
8 Flood Prevention Act (16 U.S.C. 1001–1009),
9 \$6,022,000.

10 WATERSHED AND FLOOD PREVENTION OPERATIONS

11 For necessary expenses to carry out preventive meas-
12 ures, including but not limited to research, engineering op-
13 erations, methods of cultivation, the growing of vegetation,
14 rehabilitation of existing works and changes in use of land,
15 in accordance with the Watershed Protection and Flood
16 Prevention Act (16 U.S.C. 1001–1005 and 1007–1009),
17 the provisions of the Act of April 27, 1935 (16 U.S.C.
18 590a–f), and in accordance with the provisions of laws re-
19 lating to the activities of the Department, \$40,000,000,
20 to remain available until expended; of which up to
21 \$10,000,000 may be available for the watersheds author-
22 ized under the Flood Control Act (33 U.S.C. 701 and 16
23 U.S.C. 1006a): *Provided*, That not to exceed \$20,000,000
24 of this appropriation shall be available for technical assist-
25 ance: *Provided further*, That not to exceed \$1,000,000 of
26 this appropriation is available to carry out the purposes

1 of the Endangered Species Act of 1973 (Public Law 93–
2 205), including cooperative efforts as contemplated by
3 that Act to relocate endangered or threatened species to
4 other suitable habitats as may be necessary to expedite
5 project construction.

6 WATERSHED REHABILITATION PROGRAM

7 For necessary expenses to carry out rehabilitation of
8 structural measures, in accordance with section 14 of the
9 Watershed Protection and Flood Prevention Act (16
10 U.S.C. 1012), and in accordance with the provisions of
11 laws relating to the activities of the Department,
12 \$31,245,000, to remain available until expended.

13 RESOURCE CONSERVATION AND DEVELOPMENT

14 For necessary expenses in planning and carrying out
15 projects for resource conservation and development and
16 for sound land use pursuant to the provisions of sections
17 31 and 32 of the Bankhead-Jones Farm Tenant Act (7
18 U.S.C. 1010–1011; 76 Stat. 607); the Act of April 27,
19 1935 (16 U.S.C. 590a–f); and subtitle H of title XV of
20 the Agriculture and Food Act of 1981 (16 U.S.C. 3451–
21 3461), \$50,787,000, to remain available until expended:
22 *Provided*, That the Secretary shall enter into a cooperative
23 or contribution agreement, within 45 days of enactment
24 of this Act, with a national association regarding a Re-
25 source Conservation and Development program and such
26 agreement shall contain the same matching, contribution

1 requirements, and funding level, set forth in a similar co-
 2 operative or contribution agreement with a national asso-
 3 ciation in fiscal year 2002: *Provided further*, That not to
 4 exceed \$3,411,000 shall be available for national head-
 5 quarters activities.

6 TITLE III

7 RURAL DEVELOPMENT PROGRAMS

8 OFFICE OF THE UNDER SECRETARY FOR RURAL 9 DEVELOPMENT

10 For necessary salaries and expenses of the Office of
 11 the Under Secretary for Rural Development to administer
 12 programs under the laws enacted by the Congress for the
 13 Rural Housing Service, the Rural Business-Cooperative
 14 Service, and the Rural Utilities Service, \$692,000.

15 RURAL COMMUNITY ADVANCEMENT PROGRAM

16 (INCLUDING TRANSFERS OF FUNDS)

17 For the cost of direct loans, loan guarantees, and
 18 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,
 19 1926d, and 1932, except for sections 381E–H and 381N
 20 of the Consolidated Farm and Rural Development Act,
 21 \$699,893,000, to remain available until expended, of
 22 which \$49,477,000 shall be for rural community programs
 23 described in section 381E(d)(1) of such Act; of which
 24 \$561,252,000 shall be for the rural utilities programs de-
 25 scribed in sections 381E(d)(2), 306C(a)(2), and 306D of
 26 such Act, of which not to exceed \$500,000 shall be avail-

1 able for the rural utilities program described in section
2 306(a)(2)(B) of such Act, and of which not to exceed
3 \$1,000,000 shall be available for the rural utilities pro-
4 gram described in section 306E of such Act; and of which
5 \$89,164,000 shall be for the rural business and coopera-
6 tive development programs described in sections
7 381E(d)(3) and 310B(f) of such Act: *Provided*, That of
8 the total amount appropriated in this account,
9 \$24,000,000 shall be for loans and grants to benefit Fed-
10 erally Recognized Native American Tribes, including
11 grants for drinking water and waste disposal systems pur-
12 suant to section 306C of such Act, of which \$4,000,000
13 shall be available for community facilities grants to tribal
14 colleges, as authorized by section 306(a)(19) of the Con-
15 solidated Farm and Rural Development Act, and of which
16 \$250,000 shall be available for a grant to a qualified na-
17 tional organization to provide technical assistance for
18 rural transportation in order to promote economic develop-
19 ment: *Provided further*, That of the amount appropriated
20 for the rural business and cooperative development pro-
21 grams, not to exceed \$500,000 shall be made available for
22 a grant to a qualified national organization to provide
23 technical assistance for rural transportation in order to
24 promote economic development; \$3,000,000 shall be for
25 grants to the Delta Regional Authority (7 U.S.C. 1921

1 et seq.) for any purpose under this heading: *Provided fur-*
2 *ther*, That of the amount appropriated for rural utilities
3 programs, not to exceed \$25,000,000 shall be for water
4 and waste disposal systems to benefit the Colonias along
5 the United States/Mexico border, including grants pursu-
6 ant to section 306C of such Act; \$16,215,000 shall be for
7 technical assistance grants for rural water and waste sys-
8 tems pursuant to section 306(a)(14) of such Act, of which
9 \$5,600,000 shall be for Rural Community Assistance Pro-
10 grams; and not to exceed \$14,000,000 shall be for con-
11 tracting with qualified national organizations for a circuit
12 rider program to provide technical assistance for rural
13 water systems: *Provided further*, That of the total amount
14 appropriated, not to exceed \$22,800,000 shall be available
15 through June 30, 2007, for authorized empowerment
16 zones and enterprise communities and communities des-
17 ignated by the Secretary of Agriculture as Rural Economic
18 Area Partnership Zones; of which \$1,100,000 shall be for
19 the rural community programs described in section
20 381E(d)(1) of such Act, of which \$13,400,000 shall be
21 for the rural utilities programs described in section
22 381E(d)(2) of such Act, and of which \$8,300,000 shall
23 be for the rural business and cooperative development pro-
24 grams described in section 381E(d)(3) of such Act: *Pro-*
25 *vided further*, That any prior year balances for high cost

1 energy grants authorized by section 19 of the Rural Elec-
2 trification Act of 1936 (7 U.S.C. 901(19)) shall be trans-
3 ferred to and merged with the “Rural Utilities Service,
4 High Energy Costs Grants Account”.

5 RURAL DEVELOPMENT SALARIES AND EXPENSES
6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses for carrying out the adminis-
8 tration and implementation of programs in the Rural De-
9 velopment mission area, including activities with institu-
10 tions concerning the development and operation of agricul-
11 tural cooperatives; and for cooperative agreements;
12 \$182,860,000: *Provided*, That notwithstanding any other
13 provision of law, funds appropriated under this section
14 may be used for advertising and promotional activities
15 that support the Rural Development mission area: *Pro-*
16 *vided further*, That not more than \$10,000 may be ex-
17 pended to provide modest nonmonetary awards to non-
18 USDA employees: *Provided further*, That any balances
19 available from prior years for the Rural Utilities Service,
20 Rural Housing Service, and the Rural Business-Coopera-
21 tive Service salaries and expenses accounts shall be trans-
22 ferred to and merged with this appropriation.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by title V- of the Housing Act of 1949, to be available from funds in the rural housing insurance fund, as follows: \$4,801,736,000 for loans to section 502 borrowers, as determined by the Secretary, of which \$1,237,498,000 shall be for direct loans, and of which \$3,564,238,000 shall be for unsubsidized guaranteed loans; \$36,382,000 for section 504 housing repair loans; \$100,000,000 for section 515 rental housing; \$100,000,000 for section 538 guaranteed multi-family housing loans; \$5,045,000 for section 524 site loans; \$11,482,000 for credit sales of acquired property, of which up to \$1,482,000 may be for multi-family credit sales; and \$4,980,000 for section 523 self-help housing land development loans.

For the cost of direct and guaranteed loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, as follows: section 502 loans, \$131,893,000, of which \$124,121,000 shall be for direct loans, and of which \$7,772,000, to remain available until expended, shall be for unsubsidized guaranteed loans; section 504 housing repair loans, \$10,751,000; repair, rehabilitation, and new construction of section 515

1 rental housing, \$45,670,000; section 538 multi-family
 2 housing guaranteed loans, \$7,740,000; credit sales of ac-
 3 quired property, \$720,000; and section 523 self-help hous-
 4 ing land development loans, \$123,000: *Provided*, That of
 5 the total amount appropriated in this paragraph,
 6 \$1,500,000 shall be available through June 30, 2007, for
 7 authorized empowerment zones and enterprise commu-
 8 nities and communities designated by the Secretary of Ag-
 9 riculture as Rural Economic Area Partnership Zones: *Pro-*
 10 *vided further*, That any obligated balances for a dem-
 11 onstration program for the preservation and revitalization
 12 of the section 515 multi-family rental housing properties
 13 as authorized in Public Law 109–97 shall be transferred
 14 to and merged with the “Rural Housing Service, Multi-
 15 family Housing Revitalization Program Account”.

16 In addition, for administrative expenses necessary to
 17 carry out the direct and guaranteed loan programs,
 18 \$430,080,000, which shall be transferred to and merged
 19 with the appropriation for “Rural Development, Salaries
 20 and Expenses”.

21 RENTAL ASSISTANCE PROGRAM

22 For rental assistance agreements entered into or re-
 23 newed pursuant to the authority under section 521(a)(2)
 24 or agreements entered into in lieu of debt forgiveness or
 25 payments for eligible households as authorized by section
 26 502(c)(5)(D) of the Housing Act of 1949, \$335,400,000,

1 to remain available through September 30, 2008; and, in
2 addition, such sums as may be necessary, as authorized
3 by section 521(c) of the Act, to liquidate debt incurred
4 prior to fiscal year 1992 to carry out the rental assistance
5 program under section 521(a)(2) of the Act: *Provided*,
6 That of this amount, up to \$5,900,000 shall be available
7 for debt forgiveness or payments for eligible households
8 as authorized by section 502(c)(5)(D) of the Act, and not
9 to exceed \$50,000 per project for advances to nonprofit
10 organizations or public agencies to cover direct costs
11 (other than purchase price) incurred in purchasing
12 projects pursuant to section 502(c)(5)(C) of the Act: *Pro-*
13 *vided further*, That agreements entered into or renewed
14 during the current fiscal year shall be funded for a one-
15 year period: *Provided further*, That any unexpended bal-
16 ances remaining at the end of such one-year agreements
17 may be transferred and used for the purposes of any debt
18 reduction; maintenance, repair, or rehabilitation of any ex-
19 isting projects; preservation; and rental assistance activi-
20 ties authorized under title V of the Act: *Provided further*,
21 That rental assistance that is recovered from projects that
22 are subject to prepayment shall be deobligated and reallo-
23 cated for vouchers and debt forgiveness or payments con-
24 sistent with the requirements of this Act for purposes au-
25 thorized under section 542 and section 502(c)(5)(D) of

ACCOUNT

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1 rent for such unit: *Provided further*, That funds made
2 available for such vouchers, shall be subject to the avail-
3 ability of annual appropriations: *Provided further*, That
4 the Secretary shall, to the maximum extent practicable,
5 administer such vouchers with current regulations and ad-
6 ministrative guidance applicable to section 8 housing
7 vouchers administered by the Secretary of the Department
8 of Housing and Urban Development (including the ability
9 to pay administrative costs related to delivery of the
10 voucher funds): *Provided further*, That of the funds made
11 available under this heading, \$3,000,000 shall be available
12 for loans to private non-profit organizations, or such non-
13 profit organizations' affiliate loan funds and State and
14 local housing finance agencies, to carry out a housing
15 demonstration program to provide revolving loans for the
16 preservation of low-income multi-family housing projects:
17 *Provided further*, That loans under such demonstration
18 program shall have an interest rate of not more than 1
19 percent direct loan to the recipient: *Provided further*, That
20 the Secretary may defer the interest and principal pay-
21 ment to the Rural Housing Service for up to 3 years and
22 the term of such loans shall not exceed 30 years: *Provided*
23 *further*, That of the funds made available under this head-
24 ing, \$9,000,000 shall be available for a demonstration pro-
25 gram for the preservation and revitalization of the section

1 515 multi-family rental housing properties to restructure
2 existing section 515 loans, as the Secretary deems appro-
3 priate, expressly for the purposes of ensuring the project
4 has sufficient resources to preserve the project for the pur-
5 pose of providing safe and affordable housing for low-in-
6 come residents including reducing or eliminating interest;
7 deferring loan payments, subordinating, reducing or re-
8 amortizing loan debt; and other financial assistance in-
9 cluding advances and incentives required by the Secretary:
10 *Provide further*, That if Congress enacts legislation to per-
11 manently authorize a section 515 multi-family rental hous-
12 ing loan restructuring program similar to the demonstra-
13 tion program described herein, the Secretary may use
14 funds made available for the demonstration program
15 under this heading to carry out such legislation with the
16 prior approval of the Committees on Appropriations of
17 both Houses of Congress.

18 In addition, for administrative expenses necessary to
19 carry out the direct loan program, \$990,000, which shall
20 be transferred to and merged with the appropriation for
21 “Rural Development, Salaries and Expenses”, which shall
22 be made available for the Secretary to contract with third
23 parties to acquire the necessary automation and technical
24 services needed to restructure section 515 mortgages.

1 MUTUAL AND SELF-HELP HOUSING GRANTS

2 For grants and contracts pursuant to section
3 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
4 1490c), \$37,620,000, to remain available until expended:
5 *Provided*, That of the total amount appropriated,
6 \$1,000,000 shall be available through June 30, 2007, for
7 authorized empowerment zones and enterprise commu-
8 nities and communities designated by the Secretary of Ag-
9 riculture as Rural Economic Area Partnership Zones.

10 RURAL HOUSING ASSISTANCE GRANTS

11 For grants and contracts for very low-income housing
12 repair, supervisory and technical assistance, compensation
13 for construction defects, and rural housing preservation
14 made by the Rural Housing Service, as authorized by 42
15 U.S.C. 1474, 1479(c), 1490e, and 1490m, \$40,590,000,
16 to remain available until expended: *Provided*, That of the
17 total amount appropriated, \$1,188,000 shall be available
18 through June 30, 2007, for authorized empowerment
19 zones and enterprise communities and communities des-
20 ignated by the Secretary of Agriculture as Rural Economic
21 Area Partnership Zones: *Provided further*, That any bal-
22 ances to carry out a housing demonstration program to
23 provide revolving loans for the preservation of low-income
24 multi-family housing projects as authorized in Public Law
25 108–447 and Public Law 109–97 shall be transferred to

1 and merged with “Rural Housing Service, Multifamily
2 Housing Revitalization Program Account”.

3 FARM LABOR PROGRAM ACCOUNT

4 For the cost of direct loans, grants, and contracts,
5 as authorized by 42 U.S.C. 1484 and 1486, \$47,525,000,
6 to remain available until expended, for direct farm labor
7 housing loans and domestic farm labor housing grants and
8 contracts.

9 RURAL BUSINESS—COOPERATIVE SERVICE

10 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

11 (INCLUDING TRANSFER OF FUNDS)

12 For the principal amount of direct loans, as author-
13 ized by the Rural Development Loan Fund (42 U.S.C.
14 9812(a)), \$33,925,000.

15 For the cost of direct loans, \$14,951,000, as author-
16 ized by the Rural Development Loan Fund (42 U.S.C.
17 9812(a)), of which \$1,724,000 shall be available through
18 June 30, 2007, for Federally Recognized Native American
19 Tribes and of which \$3,449,000 shall be available through
20 June 30, 2007, for Mississippi Delta Region counties (as
21 determined in accordance with Public Law 100–460): *Pro-*
22 *vided*, That such costs, including the cost of modifying
23 such loans, shall be as defined in section 502 of the Con-
24 gressional Budget Act of 1974: *Provided further*, That of
25 the total amount appropriated, \$880,000 shall be available
26 through June 30, 2007, for the cost of direct loans for

1 authorized empowerment zones and enterprise commu-
2 nities and communities designated by the Secretary of Ag-
3 riculture as Rural Economic Area Partnership Zones.

4 In addition, for administrative expenses to carry out
5 the direct loan programs, \$4,780,000 shall be transferred
6 to and merged with the appropriation for “Rural Develop-
7 ment, Salaries and Expenses”.

8 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

9 ACCOUNT

10 (INCLUDING RESCISSION OF FUNDS)

11 For the principal amount of direct loans, as author-
12 ized under section 313 of the Rural Electrification Act,
13 for the purpose of promoting rural economic development
14 and job creation projects, \$34,652,000.

15 For the cost of direct loans, including the cost of
16 modifying loans as defined in section 502 of the Congres-
17 sional Budget Act of 1974, \$7,568,000, to remain avail-
18 able until expended.

19 Of the funds derived from interest on the cushion of
20 credit payments, as authorized by section 313 of the Rural
21 Electrification Act of 1936, \$78,514,000 shall not be obli-
22 gated and \$78,514,000 are rescinded.

23 RURAL COOPERATIVE DEVELOPMENT GRANTS

24 For rural cooperative development grants authorized
25 under section 310B(e) of the Consolidated Farm and
26 Rural Development Act (7 U.S.C. 1932), \$9,913,000, of

1 which \$500,000 shall be for a cooperative research agree-
2 ment with a qualified academic institution to conduct re-
3 search on the national economic impact of all types of co-
4 operatives; and of which \$3,000,000 shall be for coopera-
5 tive agreements for the appropriate technology transfer
6 for rural areas program: *Provided*, That not to exceed
7 \$1,485,000 shall be for cooperatives or associations of co-
8 operatives whose primary focus is to provide assistance to
9 small, minority producers and whose governing board and/
10 or membership is comprised of at least 75 percent minor-
11 ity.

12 RURAL EMPOWERMENT ZONES AND ENTERPRISE

13 COMMUNITIES GRANTS

14 For grants in connection with second and third
15 rounds of empowerment zones and enterprise commu-
16 nities, \$11,088,000, to remain available until expended,
17 for designated rural empowerment zones and rural enter-
18 prise communities, as authorized by the Taxpayer Relief
19 Act of 1997 and the Omnibus Consolidated and Emer-
20 gency Supplemental Appropriations Act, 1999 (Public
21 Law 105–277): *Provided*, That of the funds appropriated,
22 \$1,000,000 shall be made available to third round em-
23 powerment zones, as authorized by the Community Re-
24 newal Tax Relief Act (Public Law 106–554).

1 RENEWABLE ENERGY PROGRAM

2 For the cost of a program of direct loans, loan guar-
3 antees, and grants, under the same terms and conditions
4 as authorized by section 9006 of the Farm Security and
5 Rural Investment Act of 2002 (7 U.S.C. 8106),
6 \$20,000,000 for direct and guaranteed renewable energy
7 loans and grants: *Provided*, That the cost of direct loans
8 and loan guarantees, including the cost of modifying such
9 loans, shall be as defined in section 502 of the Congres-
10 sional Budget Act of 1974.

11 RURAL UTILITIES SERVICE

12 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

13 LOANS PROGRAM ACCOUNT

14 (INCLUDING TRANSFER OF FUNDS)

15 Insured loans pursuant to the authority of section
16 305 of the Rural Electrification Act of 1936 (7 U.S.C.
17 935) shall be made as follows: 5 percent rural electrifica-
18 tion loans, \$99,018,000; municipal rate rural electric
19 loans, \$99,000,000; loans made pursuant to section 306
20 of that Act, rural electric loans, \$3,000,000,000; Treasury
21 rate direct electric loans, \$990,000,000; guaranteed un-
22 derwriting loans pursuant to section 313A, \$500,000,000;
23 5 percent rural telecommunications loans, \$143,513,000;
24 cost of money rural telecommunications loans,
25 \$246,666,000; and for loans made pursuant to section 306

1 of that Act, rural telecommunications loans,
2 \$299,000,000.

3 For the cost, as defined in section 502 of the Con-
4 gressional Budget Act of 1974, including the cost of modi-
5 fying loans, of direct and guaranteed loans authorized by
6 sections 305 and 306 of the Rural Electrification Act of
7 1936 (7 U.S.C. 935 and 936), as follows: cost of rural
8 electric loans, \$3,614,000, and the cost of telecommuni-
9 cations loans, \$605,000: *Provided*, That notwithstanding
10 section 305(d)(2) of the Rural Electrification Act of 1936,
11 borrower interest rates may exceed 7 percent per year.

12 In addition, for administrative expenses necessary to
13 carry out the direct and guaranteed loan programs,
14 \$39,101,000 which shall be transferred to and merged
15 with the appropriation for “Rural Development, Salaries
16 and Expenses”.

17 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
18 PROGRAM

19 For the principal amount of broadband telecommuni-
20 cation loans, \$503,535,000.

21 For grants for telemedicine and distance learning
22 services in rural areas, as authorized by 7 U.S.C. 950aaa
23 et seq., \$24,750,000, to remain available until expended.

24 For the cost of broadband loans, as authorized by 7
25 U.S.C. 901 et seq., \$10,826,000, to remain available until

1 September 30, 2008: *Provided*, That the interest rate for
 2 such loans shall be the cost of borrowing to the Depart-
 3 ment of the Treasury for obligations of comparable matu-
 4 rity: *Provided further*, That the cost of direct loans shall
 5 be as defined in section 502 of the Congressional Budget
 6 Act of 1974.

7 In addition, \$8,910,000, to remain available until ex-
 8 pended, for a grant program to finance broadband trans-
 9 mission in rural areas eligible for Distance Learning and
 10 Telemedicine Program benefits authorized by 7 U.S.C.
 11 950aaa.

12 TITLE IV

13 DOMESTIC FOOD PROGRAMS

14 OFFICE OF THE UNDER SECRETARY FOR FOOD, 15 NUTRITION AND CONSUMER SERVICES

16 For necessary salaries and expenses of the Office of
 17 the Under Secretary for Food, Nutrition and Consumer
 18 Services to administer the laws enacted by the Congress
 19 for the Food and Nutrition Service, \$652,000.

20 FOOD AND NUTRITION SERVICE

21 CHILD NUTRITION PROGRAMS

22 (INCLUDING TRANSFERS OF FUNDS)

23 For necessary expenses to carry out the National
 24 School Lunch Act (42 U.S.C. 1751 et seq.), except section
 25 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771
 26 et seq.), except sections 17 and 21; \$13,345,487,000, to

1 remain available through September 30, 2008, of which
2 \$7,610,897,000 is hereby appropriated and
3 \$5,734,590,000 shall be derived by transfer from funds
4 available under section 32 of the Act of August 24, 1935
5 (7 U.S.C. 612c): *Provided*, That up to \$5,335,000 shall
6 be available for independent verification of school food
7 service claims.

8 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
9 WOMEN, INFANTS, AND CHILDREN (WIC)

10 For necessary expenses to carry out the special sup-
11 plemental nutrition program as authorized by section 17
12 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
13 \$5,244,000,000, to remain available through September
14 30, 2008, of which such sums as are necessary to restore
15 the contingency reserve to \$125,000,000 shall be placed
16 in reserve, to remain available until expended, to be allo-
17 cated as the Secretary deems necessary, notwithstanding
18 section 17(i) of such Act, to support participation should
19 cost or participation exceed budget estimates: *Provided*,
20 That amounts over \$125,000,000 in the contingency re-
21 serve shall be treated as general WIC appropriated funds
22 rather than contingency reserve funds: *Provided further*,
23 That of the total amount available, the Secretary shall ob-
24 ligate not less than \$15,000,000 for a breastfeeding sup-
25 port initiative in addition to the activities specified in sec-

tion 17(h)(3)(A): *Provided further*, That notwithstanding
section 17(h)(10)(A) of such Act, only the provisions of
section 17(h)(10)(B)(i) and section 17(h)(10)(B)(ii) shall
be effective in 2007; including \$14,000,000 for the pur-
poses specified in section 17(h)(10)(B)(i) and
\$20,000,000 for the purposes specified in section
17(h)(10)(B)(ii): *Provided further*, That funds made avail-
able for the purposes specified in section 17(h)(10)(B)(ii)
shall only be made available upon a determination by the
Secretary that funds are available to meet caseload re-
quirements without the use of the contingency reserve
funds: *Provided further*, That none of the funds made
available under this heading shall be used for studies and
evaluations: *Provided further*, That none of the funds in
this Act shall be available to pay administrative expenses
of WIC clinics except those that have an announced policy
of prohibiting smoking within the space used to carry out
the program: *Provided further*, That none of the funds pro-
vided in this account shall be available for the purchase
of infant formula except in accordance with the cost con-
tainment and competitive bidding requirements specified
in section 17 of such Act: *Provided further*, That none of
the funds provided shall be available for activities that are
not fully reimbursed by other Federal Government depart-

1 ments or agencies unless authorized by section 17 of such
2 Act.

3 FOOD STAMP PROGRAM

4 For necessary expenses to carry out the Food Stamp
5 Act (7 U.S.C. 2011 et seq.), \$37,865,231,000, of which
6 \$3,000,000,000 to remain available through September
7 30, 2008, shall be placed in reserve for use only in such
8 amounts and at such times as may become necessary to
9 carry out program operations: *Provided*, That funds pro-
10 vided herein shall be expended in accordance with section
11 16 of the Food Stamp Act: *Provided further*, That this
12 appropriation shall be subject to any work registration or
13 workfare requirements as may be required by law: *Pro-*
14 *vided further*, That funds made available for Employment
15 and Training under this heading shall remain available
16 until expended, as authorized by section 16(h)(1) of the
17 Food Stamp Act: *Provided further*, That notwithstanding
18 section 5(d) of the Food Stamp Act of 1977, any addi-
19 tional payment received under chapter 5 of title 37,
20 United States Code, by a member of the United States
21 Armed Forces deployed to a designated combat zone shall
22 be excluded from household income for the duration of the
23 member's deployment if the additional pay is the result
24 of deployment to or while serving in a combat zone, and
25 it was not received immediately prior to serving in the
26 combat zone.

COMMODITY ASSISTANCE PROGRAM

For necessary expenses to carry out disaster assistance and the commodity supplemental food program, as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note); the Emergency Food Assistance Act of 1983; special assistance for the nuclear affected islands, as authorized by section 103(f)(2) of the Compact of Free Association Amendments Act of 2003 (Public Law 108–188); and the Farmers’ Market Nutrition Program, as authorized by section 17(m) of the Child Nutrition Act of 1966, \$189,370,000, to remain available through September 30, 2008: *Provided*, That none of these funds shall be available to reimburse the Commodity Credit Corporation for commodities donated to the program: *Provided further*, That notwithstanding any other provision of law, effective with funds made available in fiscal year 2007 to support the Seniors Farmers’ Market Nutrition Program (SFMNP), as authorized by section 4402 of Public Law 107–171, such funds shall remain available through September 30, 2008: *Provided further*, That no funds available for SFMNP in fiscal year 2007 shall be used to pay State or local sales taxes on food purchased with SFMNP coupons or checks: *Provided further*, That the value of assistance provided by the SFMNP shall not be considered income or resources

1 for any purposes under any Federal, State or local laws
2 related to taxation, welfare and public assistance pro-
3 grams: *Provided further*, That of the funds made available
4 under section 27(a) of the Food Stamp Act of 1977 (7
5 U.S.C. 2011 et seq.), the Secretary may use up to
6 \$10,000,000 for costs associated with the distribution of
7 commodities.

8 NUTRITION PROGRAMS ADMINISTRATION

9 For necessary administrative expenses of the domes-
10 tic nutrition assistance programs funded under this Act,
11 \$142,314,000.

12 TITLE V

13 FOREIGN ASSISTANCE AND RELATED
14 PROGRAMS

15 FOREIGN AGRICULTURAL SERVICE

16 SALARIES AND EXPENSES

17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Foreign Agricultural
19 Service, including carrying out title VI of the Agricultural
20 Act of 1954 (7 U.S.C. 1761–1768), market development
21 activities abroad, and for enabling the Secretary to coordi-
22 nate and integrate activities of the Department in connec-
23 tion with foreign agricultural work, including not to exceed
24 \$158,000 for representation allowances and for expenses
25 pursuant to section 8 of the Act approved August 3, 1956
26 (7 U.S.C. 1766), \$156,486,000: *Provided*, That the Serv-

1 ice may utilize advances of funds, or reimburse this appro-
2 priation for expenditures made on behalf of Federal agen-
3 cies, public and private organizations and institutions
4 under agreements executed pursuant to the agricultural
5 food production assistance programs (7 U.S.C. 1737) and
6 the foreign assistance programs of the United States
7 Agency for International Development.

8 PUBLIC LAW 480 TITLE I DIRECT CREDIT AND FOOD FOR
9 PROGRESS PROGRAM ACCOUNT
10 (INCLUDING TRANSFER OF FUNDS)

11 For administrative expenses to carry out the credit
12 program of title I, Public Law 83–480, \$2,651,000, to be
13 transferred to and merged with the appropriation for
14 “Farm Service Agency, Salaries and Expenses”.

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, for commodities
20 supplied in connection with dispositions abroad under title
21 II of said Act, \$1,223,100,000, to remain available until
22 expended.

16 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION
17 AND CHILD NUTRITION PROGRAM GRANTS

HR 5384 RH

1 TITLE VI
2 RELATED AGENCIES AND FOOD AND DRUG
3 ADMINISTRATION
4 DEPARTMENT OF HEALTH AND HUMAN
5 SERVICES
6 FOOD AND DRUG ADMINISTRATION
7 SALARIES AND EXPENSES
8 For necessary expenses of the Food and Drug Ad-
9 ministration, including hire and purchase of passenger
10 motor vehicles; for payment of space rental and related
11 costs pursuant to Public Law 92–313 for programs and
12 activities of the Food and Drug Administration which are
13 included in this Act; for rental of special purpose space
14 in the District of Columbia or elsewhere; for miscellaneous
15 and emergency expenses of enforcement activities, author-
16 ized and approved by the Secretary and to be accounted
17 for solely on the Secretary’s certificate, not to exceed
18 \$25,000; and notwithstanding section 521 of Public Law
19 107–188; \$1,914,382,000: *Provided*, That of the amount
20 provided under this heading, \$320,600,000 shall be de-
21 rived from prescription drug user fees authorized by 21
22 U.S.C. 379h, shall be credited to this account and remain
23 available until expended, and shall not include any fees
24 pursuant to 21 U.S.C. 379h(a)(2) and (a)(3) assessed for
25 fiscal year 2008 but collected in fiscal year 2007;

1 \$43,726,000 shall be derived from medical device user fees
2 authorized by 21 U.S.C. 379j, and shall be credited to this
3 account and remain available until expended; and
4 \$11,604,000 shall be derived from animal drug user fees
5 authorized by 21 U.S.C. 379j, and shall be credited to this
6 account and remain available until expended: *Provided fur-*
7 *ther*, That fees derived from prescription drug, medical de-
8 vice, and animal drug assessments received during fiscal
9 year 2007, including any such fees assessed prior to the
10 current fiscal year but credited during the current year,
11 shall be subject to the fiscal year 2007 limitation: *Provided*
12 *further*, That none of these funds shall be used to develop,
13 establish, or operate any program of user fees authorized
14 by 31 U.S.C. 9701: *Provided further*, That of the total
15 amount appropriated: (1) \$454,006,000 shall be for the
16 Center for Food Safety and Applied Nutrition and related
17 field activities in the Office of Regulatory Affairs; (2)
18 \$545,938,000 shall be for the Center for Drug Evaluation
19 and Research and related field activities in the Office of
20 Regulatory Affairs; (3) \$194,637,000 shall be for the Cen-
21 ter for Biologics Evaluation and Research and for related
22 field activities in the Office of Regulatory Affairs; (4)
23 \$105,595,000 shall be for the Center for Veterinary Medi-
24 cine and for related field activities in the Office of Regu-
25 latory Affairs; (5) \$253,789,000 shall be for the Center

1 for Devices and Radiological Health and for related field
2 activities in the Office of Regulatory Affairs; (6)
3 \$34,118,000 shall be for the National Center for Toxi-
4 cological Research; (7) \$62,007,000 shall be for Rent and
5 Related activities, of which \$25,552,000 is for White Oak
6 Consolidation, other than the amounts paid to the General
7 Services Administration for rent; (8) \$146,013,000 shall
8 be for payments to the General Services Administration
9 for rent; and (9) \$118,279,000 shall be for other activi-
10 ties, including the Office of the Commissioner; the Office
11 of Management; the Office of External Relations; the Of-
12 fice of Policy and Planning; and central services for these
13 offices: *Provided further*, That funds may be transferred
14 from one specified activity to another with the prior ap-
15 proval of the Committees on Appropriations of both
16 Houses of Congress.

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

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

23 BUILDINGS AND FACILITIES

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

1 where not otherwise provided, \$4,950,000, to remain
2 available until expended.

3 INDEPENDENT AGENCIES

4 COMMODITY FUTURES TRADING COMMISSION

5 For necessary expenses to carry out the provisions
6 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
7 cluding the purchase and hire of passenger motor vehicles,
8 and the rental of space (to include multiple year leases)
9 in the District of Columbia and elsewhere, \$109,402,000,
10 including not to exceed \$3,000 for official reception and
11 representation expenses.

12 FARM CREDIT ADMINISTRATION

13 LIMITATION ON ADMINISTRATIVE EXPENSES

14 Not to exceed \$44,250,000 (from assessments col-
15 lected from farm credit institutions and from the Federal
16 Agricultural Mortgage Corporation) shall be obligated
17 during the current fiscal year for administrative expenses
18 as authorized under 12 U.S.C. 2249: *Provided*, That this
19 limitation shall not apply to expenses associated with re-
20 ceiverships.

21 TITLE VII

22 GENERAL PROVISIONS

23 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

24 SEC. 701. Within the unit limit of cost fixed by law,
25 appropriations and authorizations made for the Depart-

1 ment of Agriculture for the current fiscal year under this
2 Act shall be available for the purchase, in addition to those
3 specifically provided for, of not to exceed 292 passenger
4 motor vehicles, of which 290 shall be for replacement only,
5 and for the hire of such vehicles.

6 SEC. 702. New obligational authority provided for the
7 following appropriation items in this Act shall remain
8 available until expended: Animal and Plant Health Inspec-
9 tion Service, the contingency fund to meet emergency con-
10 ditions, information technology infrastructure, fruit fly
11 program, emerging plant pests, cotton pests program, low
12 pathogen avian influenza program, high pathogen avian
13 influenza program, up to \$33,107,000 in animal health
14 monitoring and surveillance for the animal identification
15 system, up to \$682,000 in the brucellosis program for in-
16 demnities, up to \$2,888,000 in the chronic wasting disease
17 program for indemnities, up to \$3,934,000 in the scrapie
18 program for indemnities, up to \$2,387,000 in the tuber-
19 culosis program for indemnities, up to \$4,900,000 in the
20 emergency management systems program for the vaccine
21 bank, up to \$1,000,000 for wildlife services methods devel-
22 opment, up to \$1,000,000 of the wildlife services oper-
23 ations program for aviation safety, and up to 25 percent
24 of the screwworm program; Food Safety and Inspection
25 Service, field automation and information management

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

13 SEC. 703. The Secretary of Agriculture may transfer
14 unobligated balances of discretionary funds appropriated
15 by this Act or other available unobligated discretionary
16 balances of the Department of Agriculture to the Working
17 Capital Fund for the acquisition of plant and capital
18 equipment necessary for the delivery of financial, financial
19 management modernization initiative, administrative, and
20 information technology services of primary benefit to the
21 agencies of the Department of Agriculture: *Provided*, That
22 none of the funds made available by this Act or any other
23 Act shall be transferred to the Working Capital Fund
24 without the prior approval of the agency administrator:
25 *Provided further*, That none of the funds transferred to

1 the Working Capital Fund pursuant to this section shall
2 be available for obligation without the prior approval of
3 the Committees on Appropriations of both Houses of Con-
4 gress.

5 SEC. 704. No part of any appropriation contained in
6 this Act shall remain available for obligation beyond the
7 current fiscal year unless expressly so provided herein.

8 SEC. 705. No funds appropriated by this Act may be
9 used to pay negotiated indirect cost rates on cooperative
10 agreements or similar arrangements between the United
11 States Department of Agriculture and nonprofit institu-
12 tions in excess of 10 percent of the total direct cost of
13 the agreement when the purpose of such cooperative ar-
14 rangements is to carry out programs of mutual interest
15 between the two parties. This does not preclude appro-
16 priate payment of indirect costs on grants and contracts
17 with such institutions when such indirect costs are com-
18 puted on a similar basis for all agencies for which appro-
19 priations are provided in this Act.

20 SEC. 706. None of the funds in this Act shall be avail-
21 able to pay indirect costs charged against competitive agri-
22 cultural research, education, or extension grant awards
23 issued by the Cooperative State Research, Education, and
24 Extension Service that exceed 22 percent of total Federal
25 funds provided under each award: *Provided*, That notwith-

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

8 SEC. 707. Appropriations to the Department of Agri-
9 culture for the cost of direct and guaranteed loans made
10 available in the current fiscal year shall remain available
11 until expended to disburse obligations made in the current
12 fiscal year for the following accounts: the Rural Develop-
13 ment Loan Fund program account, the Rural Electrifica-
14 tion and Telecommunication Loans program account, and
15 the Rural Housing Insurance Fund program account.

16 SEC. 708. Of the funds made available by this Act,
17 not more than \$1,800,000 shall be used to cover necessary
18 expenses of activities related to all advisory committees,
19 panels, commissions, and task forces of the Department
20 of Agriculture, except for panels used to comply with nego-
21 tiated rule makings and panels used to evaluate competi-
22 tively awarded grants.

23 SEC. 709. None of the funds appropriated by this Act
24 may be used to carry out section 410 of the Federal Meat

1 Inspection Act (21 U.S.C. 679a) or section 30 of the Poul-
2 try Products Inspection Act (21 U.S.C. 471).

3 SEC. 710. No employee of the Department of Agri-
4 culture may be detailed or assigned from an agency or
5 office funded by this Act to any other agency or office
6 of the Department for more than 30 days unless the indi-
7 vidual's employing agency or office is fully reimbursed by
8 the receiving agency or office for the salary and expenses
9 of the employee for the period of assignment.

10 SEC. 711. None of the funds appropriated or other-
11 wise made available to the Department of Agriculture or
12 the Food and Drug Administration shall be used to trans-
13 mit or otherwise make available to any non-Department
14 of Agriculture or non-Department of Health and Human
15 Services employee questions or responses to questions that
16 are a result of information requested for the appropria-
17 tions hearing process.

18 SEC. 712. None of the funds made available to the
19 Department of Agriculture by this Act may be used to ac-
20 quire new information technology systems or significant
21 upgrades, as determined by the Office of the Chief Infor-
22 mation Officer, without the approval of the Chief Informa-
23 tion Officer and the concurrence of the Executive Informa-
24 tion Technology Investment Review Board: *Provided*, That
25 notwithstanding any other provision of law, none of the

1 funds appropriated or otherwise made available by this
2 Act may be transferred to the Office of the Chief Informa-
3 tion Officer without the prior approval of the Committees
4 on Appropriations of both Houses of Congress: *Provided*
5 *further*, That none of the funds available to the Depart-
6 ment of Agriculture for information technology shall be
7 obligated for projects over \$25,000 prior to receipt of writ-
8 ten approval by the Chief Information Officer.

9 SEC. 713. (a) None of the funds provided by this Act,
10 or provided by previous Appropriations Acts to the agen-
11 cies funded by this Act that remain available for obligation
12 or expenditure in the current fiscal year, or provided from
13 any accounts in the Treasury of the United States derived
14 by the collection of fees available to the agencies funded
15 by this Act, shall be available for obligation or expenditure
16 through a reprogramming of funds which—

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

1 (6) contracts out or privatizes any functions or
2 activities presently performed by Federal employees;
3 unless the Committees on Appropriations of both
4 Houses of Congress are notified 15 days in advance
5 of such reprogramming of funds.

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

1 (c) The Secretary of Agriculture, the Secretary of
2 Health and Human Services, or the Chairman of the Com-
3 modity Futures Trading Commission shall notify the Com-
4 mittees on Appropriations of both Houses of Congress be-
5 fore implementing a program or activity not carried out
6 during the previous fiscal year unless the program or ac-
7 tivity is funded by this Act or specifically funded by any
8 other Act.

9 SEC. 714. None of the funds appropriated by this or
10 any other Act shall be used to pay the salaries and ex-
11 penses of personnel who prepare or submit appropriations
12 language as part of the President's Budget submission to
13 the Congress of the United States for programs under the
14 jurisdiction of the Appropriations Subcommittees on Agri-
15 culture, Rural Development, Food and Drug Administra-
16 tion, and Related Agencies that assumes revenues or re-
17 flects a reduction from the previous year due to user fees
18 proposals that have not been enacted into law prior to the
19 submission of the Budget unless such Budget submission
20 identifies which additional spending reductions should
21 occur in the event the user fees proposals are not enacted
22 prior to the date of the convening of a committee of con-
23 ference for the fiscal year 2008 Appropriations Act.

24 SEC. 715. None of the funds made available by this
25 or any other Act may be used to close or relocate a State

1 Rural Development office unless or until cost effectiveness
2 and enhancement of program delivery have been deter-
3 mined.

4 SEC. 716. In addition to amounts otherwise appro-
5 priated or made available by this Act, \$2,500,000 is ap-
6 propriated for the purpose of providing Bill Emerson and
7 Mickey Leland Hunger Fellowships, through the Congres-
8 sional Hunger Center.

9 SEC. 717. There is hereby appropriated \$250,000 for
10 a grant to the National Sheep Industry Improvement Cen-
11 ter, to remain available until expended.

12 SEC. 718. Notwithstanding any other provision of
13 law, of the funds made available in this Act for competitive
14 research grants (7 U.S.C. 450i(b)), the Secretary may use
15 up to 30 percent of the amount provided to carry out a
16 competitive grants program under the same terms and
17 conditions as those provided in section 401 of the Agricul-
18 tural Research, Extension, and Education Reform Act of
19 1998 (7 U.S.C. 7621).

20 SEC. 719. No funds shall be used to pay salaries and
21 expenses of the Department of Agriculture to carry out
22 or administer the program authorized by section 14(h)(1)
23 of the Watershed Protection and Flood Prevention Act (16
24 U.S.C. 1012(h)(1)).

1 SEC. 720. No funds shall be used to pay salaries and
2 expenses of the Department of Agriculture to carry out
3 or administer the calendar year 2007 wetlands reserve
4 program as authorized by 16 U.S.C. 3837 in excess of
5 144,776 acres.

6 SEC. 721. No funds shall be used to pay salaries and
7 expenses of the Department of Agriculture to carry out
8 or administer an environmental quality incentives program
9 authorized by chapter 4 of subtitle D of title XII of the
10 Food Security Act of 1985 (16 U.S.C. 3839aa et seq.)
11 in excess of \$1,087,000,000.

12 SEC. 722. No funds shall be used to pay salaries and
13 expenses of the Department of Agriculture to carry out
14 or administer a program authorized by section 601(j)(1)
15 of the Rural Electrification Act of 1936 (7 U.S.C.
16 950bb(j)(1)).

17 SEC. 723. None of the funds made available in fiscal
18 year 2006 or preceding fiscal years for programs author-
19 ized under the Agricultural Trade Development and As-
20 sistance Act of 1954 (7 U.S.C. 1691 et seq.) in excess
21 of \$20,000,000 shall be used to reimburse the Commodity
22 Credit Corporation for the release of eligible commodities
23 under section 302(f)(2)(A) of the Bill Emerson Human-
24 itarian Trust Act (7 U.S.C. 1736f-1): *Provided*, That any
25 such funds made available to reimburse the Commodity

1 Credit Corporation shall only be used pursuant to section
2 302(b)(2)(B)(i) of the Bill Emerson Humanitarian Trust
3 Act.

4 SEC. 724. No funds shall be used to pay salaries and
5 expenses of the Department of Agriculture to carry out
6 or administer a program authorized by section 6401 of
7 Public Law 107–171, in excess of \$28,000,000.

8 SEC. 725. Notwithstanding subsections (c) and (e)(2)
9 of section 313A of the Rural Electrification Act (7 U.S.C.
10 940c(c) and (e)(2)) in implementing section 313A of that
11 Act, the Secretary shall, with the consent of the lender,
12 structure the schedule for payment of the annual fee, not
13 to exceed an average of 30 basis points per year for the
14 term of the loan, to ensure that sufficient funds are avail-
15 able to pay the subsidy costs for note guarantees under
16 that section.

17 SEC. 726. No funds shall be used to pay salaries and
18 expenses of the Department of Agriculture to carry out
19 or administer a conservation security program authorized
20 by 16 U.S.C. 3838 et seq., in excess of \$280,173,000.

21 SEC. 727. No funds shall be used to pay salaries and
22 expenses of the Department of Agriculture to carry out
23 or administer a program authorized by section 2502 of
24 Public Law 107–171, in excess of \$55,000,000.

1 SEC. 728. No funds shall be used to pay salaries and
2 expenses of the Department of Agriculture to carry out
3 or administer a program authorized by section 2503 of
4 Public Law 107–171, in excess of \$50,000,000.

5 SEC. 729. No funds shall be used to pay salaries and
6 expenses of the Department of Agriculture to carry out
7 or administer a ground and surface water conservation
8 program authorized by section 2301 of Public Law 107–
9 171, in excess of \$51,000,000.

10 SEC. 730. None of the funds made available by this
11 Act may be used to issue a final rule in furtherance of,
12 or otherwise implement, the proposed rule on cost-sharing
13 for animal and plant health emergency programs of the
14 Animal and Plant Health Inspection Service published on
15 July 8, 2003 (Docket No. 02–062–1; 68 Fed. Reg.
16 40541).

17 SEC. 731. Funds made available under section 1240I
18 and section 1241(a) of the Food Security Act of 1985 in
19 the current fiscal year shall remain available until ex-
20 pended to disburse obligations made in the current fiscal
21 year, and are not available for new obligations. Funds
22 made available under section 524(b) of the Federal Crop
23 Insurance Act, 7 U.S.C. 1524(b), in fiscal years 2004,
24 2005, and 2006 shall remain available until expended to
25 disburse obligations made in fiscal years 2004, 2005, and

1 2006, respectively, and are not available for new obliga-
2 tions.

3 SEC. 732. Notwithstanding any other provision of
4 law, Rural Development shall provide grants from funds
5 available for the Rural Community Advancement Program
6 for the Ohio Livestock Expo Center in Springfield, Ohio,
7 in an amount not to exceed \$1,000,000.

8 SEC. 733. No funds shall be used to pay salaries and
9 expenses of the Department of Agriculture to carry out
10 or administer an agricultural management assistance pro-
11 gram authorized by section 524 of the Federal Crop Insur-
12 ance Act, in excess of \$6,000,000 (7 U.S.C. 1524).

13 SEC. 734. None of the funds provided in this Act may
14 be used for salaries and expenses to draft or implement
15 any regulation or rule insofar as it would require recertifi-
16 cation of rural status for each electric and telecommuni-
17 cations borrower for the Rural Electrification and Tele-
18 communication Loans program.

19 SEC. 735. Unless otherwise authorized by existing
20 law, none of the funds provided in this Act, may be used
21 by an executive branch agency to produce any pre-
22 packaged news story intended for broadcast or distribution
23 in the United States unless the story includes a clear noti-
24 fication within the text or audio of the prepackaged news

1 story that the prepackaged news story was prepared or
2 funded by that executive branch agency.

3 SEC. 736. In addition to other amounts appropriated
4 or otherwise made available by this Act, there is hereby
5 appropriated to the Secretary of Agriculture \$15,600,000,
6 of which not to exceed 5 percent may be available for ad-
7 ministrative expenses, to remain available until expended,
8 to make specialty crop block grants under section 101 of
9 the Specialty Crops Competitiveness Act of 2004 (Public
10 Law 108–465; 7 U.S.C. 1621 note).

11 SEC. 737. No funds shall be used to pay salaries and
12 expenses of the Department of Agriculture to carry out
13 or administer a program authorized by section
14 18(g)(6)(B)(i) of the Richard B. Russell National School
15 Lunch Act (42 U.S.C. 1769(g)(6)(B)(i)).

16 SEC. 738. Notwithstanding any other provision of
17 law, there is hereby appropriated \$25,000,000, of which
18 not to exceed 5 percent may be available for administrative
19 expenses, to carry out section 18(g) of the Richard B.
20 Russell National School Lunch Act (42 U.S.C. 1769(g)
21 in each State and on Indian reservations.

22 SEC. 739. None of the funds made available in this
23 Act may be used to study, complete a study of, or enter
24 into a contract with a private party to carry out, without
25 specific authorization in a subsequent Act of Congress, a

1 competitive sourcing activity of the Secretary of Agri-
2 culture, including support personnel of the Department of
3 Agriculture, relating to rural development or farm loan
4 programs.

5 SEC. 740. Of the unobligated balances under section
6 32 of the Act of August 24, 1935, \$9,900,000 are hereby
7 rescinded.

8 SEC. 741. None of the funds appropriated or other-
9 wise made available by this Act shall be used to pay sala-
10 ries and expenses of personnel who implement or admin-
11 ister section 508(e)(3) of the Federal Crop Insurance Act
12 (7 U.S.C. 1508(e)(3)) or any regulation, bulletin, policy
13 or agency guidance issued pursuant to section 508(e)(3)
14 of such Act for the 2007 and the 2008 reinsurance years,
15 except that funds are available to administer section
16 508(e)(3) of the Federal Crop Insurance Act for policies
17 in effect as of the date of enactment of this Act.

18 SEC. 742. None of the funds made available in this
19 Act may be used—

20 (1) to grant a waiver of a financial conflict of
21 interest requirement pursuant to section 505(n)(4)
22 of the Federal Food, Drug, and Cosmetic Act for
23 any voting member of an advisory committee or
24 panel of the Food and Drug Administration; or

1 (2) to make a certification under section
2 208(b)(3) of title 18, United States Code, for any
3 such voting member.

4 SEC. 743. Section 739 of the Agriculture, Rural De-
5 velopment, Food and Drug Administration, and Related
6 Agencies Appropriation Act, 2001 (H.R. 5426 as enacted
7 by Public Law 106–387, 115 Stat. 1549A–34) is amended
8 by striking “2 percent” and inserting “3 percent”.

9 SEC. 744. Of the unobligated balances available in
10 the High Energy Cost Grants account, \$25,265,000 is
11 hereby rescinded.

12 SEC. 745. Notwithstanding any other provision of
13 law, for the purposes of title V of the Housing Act of 1949
14 (42 U.S.C. 1471 et seq.), the Secretary of Agriculture
15 shall consider the City of Atascadero, California, the City
16 of Paso Robles, California, the City of Freeport, Illinois,
17 and Kitsap County (except the City of Bremerton), Wash-
18 ington, as meeting the requirements of a rural area con-
19 tained in section 520 of such Act (42 U.S.C. 1490) until
20 the receipt of the decennial Census in the year 2010.

21 SEC. 746. Of the appropriations available for pay-
22 ments for the nutrition and family education program for
23 low-income areas under section 3(d) of the Smith-Lever
24 Act (7 U.S.C. 343(d)), if the payment allocation pursuant
25 to section 1425(c) of the National Agricultural Research,

1 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
2 3175(c)) would be less than \$100,000 for any institution
3 eligible under section 3(d)(2) of the Smith-Lever Act, the
4 Secretary shall adjust payment allocations under section
5 1425(c) of the National Agricultural Research, Extension,
6 and Teaching Policy Act of 1977 to ensure that each insti-
7 tution receives a payment of not less than \$100,000.

8 SEC. 747. None of the funds made available in this
9 Act may be used to implement the final rule published by
10 the Secretary of Agriculture on April 24, 2006, amending
11 part 381 of title 9 of the Code of Federal Regulations to
12 add the People’s Republic of China to the list of countries
13 eligible to export poultry products to the United States.

14 SEC. 748. None of the funds made available in this
15 Act may be used to prohibit the use of non-government
16 electronic certification forms that verify properly certified
17 results of equine infectious anemia testing for the purpose
18 of interstate or international shipment of tested animals.

19 SEC. 749. (a) Section 1307(a)(6) of the Farm Secu-
20 rity and Rural Investment Act of 2002 (7 U.S.C.
21 7957(a)(6)) is amended—

22 (1) in the first sentence, by striking “2006”
23 and inserting “2007”; and

24 (2) in the second sentence, by striking “2007”
25 and inserting “2008”.

1 (b) The authority provided by section 1307(a)(6) of
2 the Farm Security and Rural Investment Act of 2002 (7
3 U.S.C. 7957(a)(6)), as amended by subsection (a), shall
4 terminate beginning with the 2008 crop of peanuts, and
5 shall be considered to have terminated notwithstanding
6 section 257 of the Balanced Budget and Emergency Def-
7 icit Control Act of 1985 (2 U.S.C. 907).

8 SEC. 750. None of the funds appropriated or other-
9 wise made available by this Act for the Food and Drug
10 Administration may be used under section 801 of the Fed-
11 eral Food, Drug, and Cosmetic Act to prevent an indi-
12 vidual not in the business of importing a prescription drug
13 within the meaning of section 801(g) of such Act, whole-
14 salers, or pharmacists from importing a prescription drug
15 which complies with sections 501, 502, and 505.

16 SEC. 751. The Secretary of Health and Human Serv-
17 ices may require the holder of an approved application for
18 a drug under section 505 of the Federal Food, Drug, and
19 Cosmetic Act to conduct one or more studies to confirm
20 or refute an empirical or theoretical hypothesis of a sig-
21 nificant safety issue with the drug (whether raised with
22 respect to the product directly or with respect to the class
23 of the product) that has been identified by the Secretary.
24 If the holder fails to comply with such a requirement (in-
25 cluding a requirement imposed before the date of the en-

1 actment of this Act as a condition of the approval of an
2 application under such section), the Secretary may, after
3 notice and an opportunity for a hearing, consider the drug
4 to be misbranded under section 502 of the Federal Food,
5 Drug, and Cosmetic Act.

6 SEC. 752. Section 1502(c)(3) of the Farm Security
7 and Rural Investment Act of 2002 (7 U.S.C. 7982(c)(3))
8 is amended—

9 (1) by inserting “and” at the end of subpara-
10 graph (A);

11 (2) in subparagraph (B), by striking “August
12 31, 2007, 34 percent; and” and inserting “Sep-
13 tember 30, 2007, 34 percent.”; and

14 (3) by striking subparagraph (C).

15 This Act may be cited as the “Agriculture, Rural De-
16 velopment, Food and Drug Administration, and Related
17 Agencies Appropriations Act, 2007”.

Union Calendar No. 255

109TH CONGRESS
2^D Session

H. R. 5384

[Report No. 109-463]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

MAY 12, 2006

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