

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3171

To authorize the Secretary of Agriculture to reorganize the Department of Agriculture, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 1993

Mr. DE LA GARZA (for himself, Mr. STENHOLM, Mr. PENNY, Mr. VOLKMER, Mr. ENGLISH of Oklahoma, Mr. GLICKMAN, Mr. JOHNSON of South Dakota, Mr. DOOLEY, Mr. THOMPSON of Mississippi, Mrs. CLAYTON, Mr. SARPALIUS, Mr. HILLIARD, Ms. MCKINNEY, Mr. POMEROY, Mr. MINGE, Ms. LONG, Mr. HOLDEN, and Mr. FARR of California) (all by request) introduced the following bill; which was referred to the Committee on Agriculture

APRIL 26, 1994

Additional sponsors: Mr. BROWN of California and Mr. RAVENEL

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## A BILL

To authorize the Secretary of Agriculture to reorganize the Department of Agriculture, 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        **SECTION 1. SHORT TITLE.**

4        This Act may be referred to as the “Department of  
5        Agriculture Reorganization Act of 1993”.

1 **SEC. 2. FINDINGS AND PURPOSE.**

2 The Congress finds that, over a period of years, nu-  
3 merous provisions have been enacted which impose con-  
4 straints on, or otherwise limit, the authority of the Sec-  
5 retary of Agriculture (hereinafter “Secretary”) to organize  
6 and manage efficiently the programs and activities of the  
7 Department of Agriculture. The purpose of this Act is to  
8 remove such constraints and limitations and to afford the  
9 Secretary full authority more efficiently and effectively to  
10 carry out such programs and activities and to achieve  
11 economies in the organization and management of such  
12 programs.

13 **SEC. 3. TRANSFER OF FUNCTIONS TO THE SECRETARY OF**  
14 **AGRICULTURE.**

15 (a) Subject to the exceptions specified in subsection  
16 (b) of this section, there are hereby transferred to the Sec-  
17 retary all functions not now vested in the Secretary of all  
18 other officers, and of all agencies, offices, and employees,  
19 of the Department of Agriculture.

20 (b) This section shall not apply to—

21 (1) the functions vested by subchapter II, chap-  
22 ter 5, of title 5, United States Code, in administra-  
23 tive law judges employed by the Department of Agri-  
24 culture;

1           (2) the functions vested by the Inspector Gen-  
2           eral Act of 1978 (5 U.S.C. App.) in the Inspector  
3           General of the Department;

4           (3) the functions vested by subtitle I, chapter 9,  
5           of title 31, United States Code, in the Chief Finan-  
6           cial Officer of the Department;

7           (4) corporations of the Department of Agri-  
8           culture or the boards of directors and officers of  
9           such corporations; or

10          (5) the Advisory Board of the Commodity Cred-  
11          it Corporation.

12          (c) The Secretary may from time to time make such  
13          provisions as the Secretary may deem appropriate author-  
14          izing the performance by any officer, or by any agency,  
15          office, or employee, of the Department of Agriculture of  
16          any function of the Secretary, including any function  
17          transferred to the Secretary by this Act.

18          (d) In carrying out subsection (c) of this section, the  
19          Secretary shall seek to simplify and make efficient the op-  
20          eration of the Department of Agriculture, to improve ac-  
21          cessibility at State and local levels to farm and other pro-  
22          grams of the Department of Agriculture, and, insofar as  
23          possible, to adapt the administration of the programs of  
24          the Department to regional, State, and local conditions.

1 (e) The Secretary may from time to time effect such  
2 transfers within the Department of Agriculture of any of  
3 the records, property, and personnel affected by transfers  
4 and delegations of functions undertaken pursuant to this  
5 section and such transfers of unexpended balances (avail-  
6 able or to be made available for use in connection with  
7 any affected function, agency, or office) of appropriations,  
8 allocations, and other funds of such Department, as the  
9 Secretary may deem necessary to carry out the provisions  
10 of this Act; but such unexpended balances so transferred  
11 shall be used only for the purposes for which such funds  
12 were originally made available.

13 **SEC. 4. NATIONAL APPEALS DIVISION.**

14 Notwithstanding the provisions of section 426 of the  
15 Agricultural Act of 1949, as amended (7 U.S.C.  
16 1433e(c)), or section 333B of the Consolidated Farm and  
17 Rural Development Act (7 U.S.C.1983b) the Secretary is  
18 authorized to establish and utilize a National Appeals Di-  
19 vision, and to assign thereto administrative appeals arising  
20 under those or any other statutes conferring authorities  
21 upon the Secretary or the Department of Agriculture: *Pro-*  
22 *vided, however,* That the Secretary may by regulation es-  
23 tablish a single set of procedures which apply to appeals  
24 arising under such sections; *And provided further,* That  
25 the rights afforded program participants under those sec-

1 tions shall not be limited or abridged by this section. The  
2 Secretary is authorized to make final decisions in appeals,  
3 including, but not limited to, appeals filed under section  
4 426 of the Agricultural Act of 1949 or section 333B of  
5 the Consolidated Farm and Rural Development Act, or to  
6 delegate authority to make such final decisions to the per-  
7 son charged with direction of the National Appeals Divi-  
8 sion, so long as such division exists, or to any other official  
9 of the Department of Agriculture or any successor agency  
10 as the Secretary determines appropriate.

11 **TITLE I—FARM AND INTERNATIONAL**

12 **TRADE SERVICES**

13 **SEC. 101. UNDER SECRETARY OF AGRICULTURE FOR FARM**

14 **AND INTERNATIONAL TRADE SERVICES.**

15 (a) There is hereby established in the Department of  
16 Agriculture the position of Under Secretary of Agriculture  
17 for Farm and International Trade Services to be ap-  
18 pointed by the President, by and with the advice and con-  
19 sent of the Senate. The Under Secretary of Agriculture  
20 for Farm and International Trade Services shall exercise  
21 such functions and perform such duties related to farm  
22 and international trade services, and shall perform such  
23 other duties, as may be required by law or prescribed by  
24 the Secretary of Agriculture.

1 (b) Section 501 of the Agricultural Trade Act of  
2 1978, as amended, 7 U.S.C. 5691 is repealed: *Provided*,  
3 That any official serving as Under Secretary of Agri-  
4 culture for International Affairs and Commodity Pro-  
5 grams upon the date of enactment of this Act, after ap-  
6 pointment by the President, by and with the advice and  
7 consent of the Senate, shall be considered thereafter to  
8 be serving in the successor position established by sub-  
9 section (a) of this section, and shall not be required to  
10 be reappointed by reason of the enactment of this Act.

11 (c) Section 5314 of title 5, United States Code, is  
12 amended by deleting “Under Secretary of Agriculture for  
13 International Affairs and Commodity Programs.” and in-  
14 serting in lieu thereof “Under Secretary of Agriculture for  
15 Farm and International Trade Services.”.

16 **SEC. 102. FARM SERVICE AGENCY.**

17 (a) The Secretary is authorized to establish and  
18 maintain within the Department of Agriculture the Farm  
19 Service Agency and to assign thereto such functions as  
20 the Secretary may deem appropriate in connection with  
21 administration and implementation of authorities assigned  
22 to the Secretary by law. The Secretary is authorized spe-  
23 cifically to carry out through such agency, or through any  
24 other officer or agency of the Department as the Secretary  
25 may deem appropriate, price and income support and

1 other related programs, except for conservation programs  
2 authorized to be assigned to the Natural Resources Con-  
3 servation Service by section 401 of this Act; general super-  
4 vision of the Federal Crop Insurance Corporation; and,  
5 notwithstanding section 331 of the Consolidated Farm  
6 and Rural Development Act (7 U.S.C. 1981) or any other  
7 provision of law, agricultural credit programs formerly as-  
8 signed by law to the Farmers Home Administration in-  
9 cluding, but not limited to, farm ownership, operating,  
10 emergency and disaster loan programs and other lending  
11 programs for farmers and others engaged in the produc-  
12 tion of agricultural crops. The Administrator of the Farm  
13 Service Agency or of any successor agency, or any other  
14 official whom the Secretary may designate, shall also serve  
15 as manager of the Federal Crop Insurance Corporation.  
16 Notwithstanding any other provision of law, including the  
17 civil service laws, the Secretary is authorized to utilize  
18 interchangeably, in the implementation of programs and  
19 activities assigned to the Farm Service Agency or any suc-  
20 cessor agency, both Federal employees and employees of  
21 county and area committees established under section 8(b)  
22 of the Soil Conservation and Domestic Allotment Act (16  
23 U.S.C. 590h(b)); and to provide interchangeably for su-  
24 pervision by any such employees of the performance of  
25 functions assigned to such agency.

1 (b) Subsection (a) of section 505 of the Federal Crop  
2 Insurance Act (7 U.S.C.1505(a)) is amended by deleting  
3 “the Under Secretary or Assistant Secretary of Agri-  
4 culture responsible for the farm credit programs of the  
5 Department of Agriculture,” and inserting in lieu thereof  
6 “one additional Under or Assistant Secretary of Agri-  
7 culture, as designated by the Secretary,”.

8 (c) Subsection (d) of section 507 of the Federal Crop  
9 Insurance Act (7 U.S.C.1507(d)) is amended by replacing  
10 the comma with a period after the words “section 516 of  
11 this Act”, and by deleting the remainder of the subsection.

12 (d) Section 331(a) of the Consolidated Farm and  
13 Rural Development Act (7 U.S.C. 1981(a)) is amended  
14 by deleting therefrom “to the Farmers Home Administra-  
15 tion” and all that follows through the end of the sub-  
16 section and inserting in lieu thereof “to such officers or  
17 agencies of the Department of Agriculture as the Sec-  
18 retary may deem appropriate.”.

19 **SEC. 103. STATE, COUNTY AND AREA COMMITTEES.**

20 (a) The fifth undesignated paragraph of section 8(b)  
21 of the Soil Conservation and Domestic Allotment Act (16  
22 U.S.C. 590h(b)) is amended to read:

23 “In each state the Secretary may appoint a state  
24 committee composed of not fewer than three nor more  
25 than five members who are fairly representative of the

1 farmers in the state to serve at the pleasure of the Sec-  
2 retary for such term as the Secretary may establish. In  
3 each county or area in which activities are carried out  
4 under this section, the Secretary may establish a county  
5 or area committee. Any such committee shall consist of  
6 five members who are fairly representative of the farmers  
7 in the county or area, three of whom shall be elected by  
8 the farmers in such county or area under such procedures  
9 as the Secretary may prescribe and two of whom shall be  
10 appointed by the Secretary. Members of each county or  
11 area committee shall serve for terms not to exceed three  
12 years. The Secretary may appoint to the state or county  
13 or area committees non-farmer individuals who have expe-  
14 rience or expertise in the area of agricultural finance,  
15 management or law. The Secretary may use the services  
16 of such committees in carrying out programs under this  
17 section and under other authorities administered by the  
18 Secretary including, but not limited to, sections 332 and  
19 333 of the Consolidated Farm and Rural Development  
20 Act. The Secretary shall make such regulations as the Sec-  
21 retary may deem necessary relating to the selection and  
22 exercise of the functions of the respective committees, and  
23 to the administration through such committees of such  
24 programs. In carrying out the provisions of this section,  
25 the Secretary shall, insofar as practicable, protect the in-

1 interests of tenants and sharecroppers; is authorized to use  
2 other approved agencies; shall accord such encouragement  
3 to producer-owned and producer-controlled cooperative as-  
4 sociations as will be in harmony with the policy toward  
5 cooperative associations set forth in existing acts of Con-  
6 gress and as will tend to promote efficient methods of  
7 marketing and distribution; shall not have power to ac-  
8 quire any land or any right or interest therein; shall, in  
9 every practicable manner, protect the interests of small  
10 producers; and shall in every practical way encourage and  
11 provide for soil-conserving and soil-rebuilding practices.  
12 Rules and regulations governing payments or grants under  
13 this subsection shall be as simple and direct as possible,  
14 and, whenever practicable, they shall be classified on two  
15 bases: (a) Soil-depleting practices, (b) soil-building prac-  
16 tices.”.

17 (b) Section 332 of the Consolidated Farm and Rural  
18 Development Act, as amended (7 U.S.C. 1982), is re-  
19 pealed.

20 (c) Section 333 of the Consolidated Farm and Rural  
21 Development Act, as amended (7 U.S.C. 1983), is further  
22 amended by deleting paragraph (2) in its entirety and re-  
23 numbering paragraphs (3), (4), and (5) as paragraphs (2),  
24 (3), and (4), respectively.

1 **SEC. 104. INTERNATIONAL TRADE SERVICE.**

2 (a) The Secretary is authorized to establish and  
3 maintain within the Department of Agriculture the Inter-  
4 national Trade Service and to assign thereto such func-  
5 tions as the Secretary may deem appropriate in connection  
6 with administration and implementation of authorities as-  
7 signed to the Secretary by law. The Secretary is author-  
8 ized specifically to carry out through such agency, or  
9 through such other officers or agencies of the Department  
10 of Agriculture as the Secretary may deem appropriate pro-  
11 grams and activities including, but not limited to, acquir-  
12 ing of information pertaining to agricultural trade, carry-  
13 ing out market promotion and development activities, pro-  
14 motion of exports of United States agricultural commod-  
15 ities, administration of international food assistance pro-  
16 grams, and programs related to international develop-  
17 ment, technical assistance and training.

18 (b) Sections 502 and 503 of the Agricultural Trade  
19 Act of 1978 (7 U.S.C. 5692 and 5693) are repealed.

20 **TITLE II—RURAL ECONOMIC AND**  
21 **COMMUNITY DEVELOPMENT**

22 **SEC. 201. UNDER SECRETARY OF AGRICULTURE FOR**  
23 **RURAL ECONOMIC AND COMMUNITY DEVEL-**  
24 **OPMENT.**

25 (a) Section 3(a) of the Rural Development Policy Act  
26 of 1980 (7 U.S.C. 2211b) is hereby amended to read:

1       “There is hereby established in the Department of  
2 Agriculture the position of Under Secretary of Agriculture  
3 for Rural Economic and Community Development to be  
4 appointed by the President, by and with the advice and  
5 consent of the Senate. The Under Secretary of Agriculture  
6 for Rural Economic and Community Development shall  
7 exercise such functions and perform such duties related  
8 to rural economic and community development, and shall  
9 perform such other duties, as may be required by law or  
10 prescribed by the Secretary of Agriculture.”.

11       (b) Any official serving as Under Secretary of Agri-  
12 culture for Small Community and Rural Development  
13 upon the date of enactment of this Act, after appointment  
14 by the President, by and with the advice and consent of  
15 the Senate, shall be considered thereafter to be serving  
16 in the successor position established by subsection (a) of  
17 this section, and shall not be required to be reappointed  
18 by reasons of the enactment of this Act.

19       (c) Section 5314 of title 5, United States Code is  
20 amended by deleting “Under Secretary of Agriculture for  
21 Small Community and Rural Development.” and inserting  
22 in lieu thereof “Under Secretary of Agriculture for Rural  
23 Economic and Community Development.”

1 **SEC. 202. RURAL UTILITIES SERVICE.**

2 (a) Notwithstanding any other provision of law, in-  
3 cluding but not limited to section 364 of the Consolidated  
4 Farm and Rural Development Act (7 U.S.C. 2006f), the  
5 Secretary is authorized to establish and maintain within  
6 the Department of Agriculture the Rural Utilities Service,  
7 and to assign thereto such functions as the Secretary may  
8 deem appropriate in connection with administration of au-  
9 thorities assigned to the Secretary by law. The Secretary  
10 is authorized specifically to carry out through such agency,  
11 or through any other officer or agency of the Department  
12 as the Secretary may deem appropriate, electric and tele-  
13 phone loan programs and water and waste facility activi-  
14 ties authorized under statutes including, but not limited  
15 to, the Rural Electrification Act of 1936 (7 U.S.C. 901  
16 et seq.), and section 2322 of the Food, Agriculture, Con-  
17 servation, and Trade Act of 1990 (7 U.S.C. 1926–1); and  
18 those water and waste facility programs and activities au-  
19 thorized under statutes including, but not limited to, sec-  
20 tions 306, 306A, 306B, 306C, 309 and 309A (regarding  
21 assets and programs related to water and sewer pro-  
22 grams), 310B(b)(2), and 342 of the Consolidated Farm  
23 and Rural Development Act (7 U.S.C. 1926, 1926a,  
24 1926b, 1926c, 1929, 1929a, 1932(b)(2) and 1013a), and  
25 section 2324 of the Food, Agriculture, Conservation, and  
26 Trade Act of 1990 (7 U.S.C. 1926 note).

1 (b) The Rural Electrification Act of 1936 is amend-  
2 ed—

3 (1) in section 1 (7 U.S.C. 901), by deleting the  
4 first sentence;

5 (2) in section 2 (7 U.S.C. 902), by deleting  
6 “Administrator” and inserting in lieu thereof “Sec-  
7 retary of Agriculture”;

8 (3) in subsection (a) of section 3 (7 U.S.C.  
9 903(a)), by deleting “Administrator, upon the re-  
10 quest and approval of the Secretary of Agriculture,”  
11 and inserting in lieu thereof “Secretary”;

12 (4) in subsection (a) of section 3 (7 U.S.C.  
13 903(a)), by deleting “Administrator appointed pur-  
14 suant to the provisions of this Act or from the Ad-  
15 ministrator of the Rural Electrification Administra-  
16 tion established by Executive Order Numbered  
17 7037” and inserting in lieu thereof “Secretary”;

18 (5) in section 8 (7 U.S.C. 908), by deleting  
19 “Administrator authorized to be appointed by this  
20 Act” and inserting in lieu thereof “Secretary”; and  
21 by deleting “Rural Electrification Administration  
22 created by this Act” and inserting in lieu thereof  
23 “Secretary”;

24 (6) by deleting section 11A (7 U.S.C. 911a);

1 (7) in section 13 (7 U.S.C. 913), by inserting  
2 immediately before the period at the end thereof “;  
3 the term ‘Secretary’ shall be deemed to mean the  
4 Secretary of Agriculture”;

5 (8) in section 15 (7 U.S.C. 915), by deleting  
6 “Rural Electrification Administration” and inserting  
7 in lieu thereof “Secretary”;

8 (9) in sections 206(b)(2), 306A(b), 311, and  
9 405(b)(1)(A) (7 U.S.C. 927(b)(2), 936a(b), and  
10 945(b)(1)(A)), by deleting “Rural Electrification Ad-  
11 ministration” and inserting in lieu thereof “Sec-  
12 retary”;

13 (10) in section 403(b) (7 U.S.C. 943(b)), by de-  
14 leting “Rural Electrification Administration or of  
15 any other agency of the Department of Agriculture,”  
16 and inserting in lieu thereof “Secretary,”;

17 (11) in section 404 (7 U.S.C. 944), by deleting  
18 “the Administrator of the Rural Electrification Ad-  
19 ministration” and inserting in lieu thereof “the Sec-  
20 retary of Agriculture shall designate an official of  
21 the Department of Agriculture who”;

22 (12) in sections 406(c) and 410 (7 U.S.C.  
23 946(c) and 950), by deleting “Administrator of the  
24 Rural Electrification Administration” and inserting  
25 in lieu thereof “Secretary”; and

1 (13) except as otherwise provided in this sub-  
2 section, by deleting the term “Administrator” wher-  
3 ever it appears and inserting in lieu thereof “Sec-  
4 retary”.

5 (c) Section 236(a) of the Disaster Relief Act, 1970,  
6 7 U.S.C. 912a, is amended by deleting “Rural Electrifica-  
7 tion Administration” and inserting in lieu thereof “Sec-  
8 retary pursuant to the Rural Electrification Act of 1936”.

9 (d) Section 401 of the Rural Electrification Act of  
10 1938 (7 U.S.C. 903 note, 52 Stat. 818), is amended in  
11 the second paragraph by deleting “Administrator of the  
12 Rural Electrification Administration” and inserting in lieu  
13 thereof “Secretary of Agriculture”.

14 (e) Title XXIII, subtitle D, chapter 1 (Distance  
15 Learning and Medical Link Programs), of Public Law  
16 101–624 (7 U.S.C. 950aaa et seq.) is amended by deleting  
17 paragraph (1) of section 2333, and by deleting “Adminis-  
18 trator” wherever it appears and insert in in lieu thereof  
19 “Secretary”.

20 **SEC. 203. RURAL COMMUNITY DEVELOPMENT SERVICE.**

21 Notwithstanding any other provision of law, including  
22 but not limited to section 364 of the Consolidated Farm  
23 and Rural Development Act, as amended (7 U.S.C.  
24 2006f), the Secretary is authorized to establish and main-  
25 tain within the Department of Agriculture the Rural Com-

1 munity Development Service, and to assign thereto such  
2 functions as the Secretary may deem appropriate in con-  
3 nection with administration of authorities assigned to the  
4 Secretary by law. The Secretary is authorized specifically  
5 to carry out through such agency, or through any other  
6 officer or agency of the Department as the Secretary may  
7 deem appropriate, programs and activities under title V  
8 of the Housing Act of 1949, as amended (42 U.S.C. 1471,  
9 et seq.); programs and activities authorized by statutes in-  
10 cluding, but not limited to, section 310B(i) of the Consoli-  
11 dated Farm and Rural Development Act, as amended (7  
12 U.S.C. 1932(i)); and those programs and activities which  
13 relate to rural community lending programs including, but  
14 not limited to, those authorized by sections 365 through  
15 369 of the Consolidated Farm and Rural Development  
16 Act, as amended (7 U.S.C. 2008–2008d).

17 **SEC. 204 RURAL BUSINESS AND COOPERATIVE DEVELOP-**  
18 **MENT SERVICE.**

19 Notwithstanding any other provision of law, including  
20 but not limited to section 364 of the Consolidated Farm  
21 and Rural Development Act, as amended (7 U.S.C.  
22 2006f), the Secretary is authorized to establish and main-  
23 tain within the Department of Agriculture the Rural Busi-  
24 ness and Cooperative Development Service, and to assign  
25 thereto such functions as the Secretary may deem appro-

1 p r i a t e i n c o n n e c t i o n w i t h a d m i n i s t r a t i o n o f a u t h o r i t i e s a s -  
2 s i g n e d t o t h e S e c r e t a r y b y l a w . T h e S e c r e t a r y i s a u t h o r -  
3 i z e d s p e c i f i c a l l y t o c a r r y o u t t h r o u g h s u c h a g e n c y , o r  
4 t h r o u g h a n y o t h e r o f f i c e r o r a g e n c y o f t h e D e p a r t m e n t  
5 a s t h e S e c r e t a r y m a y d e e m a p p r o p r i a t e , p r o g r a m s a n d a c -  
6 t i v i t i e s r e l a t i n g t o r u r a l b u s i n e s s d e v e l o p m e n t a u t h o r i z e d  
7 b y s t a t u t e s i n c l u d i n g , b u t n o t l i m i t e d t o , s e c t i o n s 1 2 a n d  
8 3 1 2 a n d t i t l e V o f t h e R u r a l E l e c t r i f i c a t i o n A c t o f 1 9 3 6 ,  
9 a s a m e n d e d ( 7 U . S . C . 9 1 2 , 9 4 0 b , a n d 9 5 0 a a e t s e q . ) ; t i t l e  
1 0 X V I , s u b t i t l e G , o f t h e F o o d , A g r i c u l t u r e , C o n s e r v a t i o n ,  
1 1 a n d T r a d e A c t o f 1 9 9 0 ( 7 U . S . C . 5 9 0 1 - 5 9 0 8 ) ; s e c t i o n s  
1 2 3 0 6 ( a ) ( 1 ) a n d 3 1 0 B o f t h e C o n s o l i d a t e d F a r m a n d R u r a l  
1 3 D e v e l o p m e n t A c t , a s a m e n d e d ( 7 U . S . C . 1 9 2 6 ( a ) ( 1 ) a n d  
1 4 1 9 3 2 ) ; s e c t i o n 1 3 2 3 o f t h e F o o d S e c u r i t y A c t o f 1 9 8 5 ( 9 8  
1 5 S t a t . 1 5 3 4 ) ; a n d t h e C o o p e r a t i v e M a r k e t i n g A c t o f 1 9 2 6  
1 6 ( 7 U . S . C . 4 5 1 - 4 5 7 ) .

1 7           **TITLE III—FOOD, NUTRITION AND**  
1 8                           **CONSUMER SERVICES**

1 9   **SEC. 301. UNDER SECRETARY OF AGRICULTURE FOR FOOD,**  
2 0                           **NUTRITION, AND CONSUMER SERVICES**

2 1           (a) There is hereby established in the Department of  
2 2   Agriculture the position of Under Secretary of Agriculture  
2 3   for Food, Nutrition, and Consumer Services to be ap-  
2 4   pointed by the President, by and with the advice and con-  
2 5   sent of the Senate. The Under Secretary of Agriculture

1 for Food, Nutrition, and Consumer Services shall exercise  
2 such functions and perform such duties related to food,  
3 nutrition, and consumer services, and shall perform such  
4 other duties, as may be required by law or prescribed by  
5 the Secretary of Agriculture.

6 (b) Any official serving as Assistant Secretary of Ag-  
7 riculture for Food and Consumer Services upon the date  
8 of enactment of this Act, after appointment by the Presi-  
9 dent, by and with the advice and consent of the Senate,  
10 shall be considered thereafter to be serving in the succes-  
11 sor position established by subsection (a) of this section,  
12 and shall not be required to be reappointed by reason of  
13 the enactment of this Act.

14 (c) Section 5314 of title 5, United States Code, is  
15 amended by inserting at the end thereof “Under Secretary  
16 of Agriculture for Food, Nutrition, and Consumer Serv-  
17 ices.”.

18 **SEC. 302. FOOD AND CONSUMER SERVICE.**

19 The Secretary is authorized to establish and maintain  
20 with the Department of Agriculture the Food and  
21 Consumer Service, and to assign thereto such functions  
22 as the Secretary may deem appropriate in connection with  
23 administration of authorities assigned to the Secretary by  
24 law. The Secretary is authorized specifically to carry out  
25 through such agency, or through any other officer or agen-

1 cy of the Department as the Secretary may deem appro-  
2 priate, programs and activities authorized under statutes  
3 including, but not limited to, the Food Stamp Act of 1977,  
4 as amended (7 U.S.C. 2011 et seq.); the National School  
5 Lunch Act (42 U.S.C. 1751 et seq.); and the Child Nutri-  
6 tion Act of 1966 (42 U.S.C. 1771 et seq.).

7 **SEC. 303. NUTRITION RESEARCH AND EDUCATION SERV-**  
8 **ICE.**

9 The Secretary is authorized to establish and maintain  
10 within the Department of Agriculture the Nutrition Re-  
11 search and Education Service, and to assign thereto such  
12 functions as the Secretary may deem appropriate in con-  
13 nection with administration of authorities assigned to the  
14 Secretary by law. The Secretary is authorized specifically  
15 to carry out through such agency, or through any other  
16 officer or agency of the Department as the Secretary may  
17 deem appropriate, programs, and activities relating to  
18 human nutrition research and education.

19 **TITLE IV—NATURAL RESOURCES AND**  
20 **ENVIRONMENT**

21 **SEC. 401. NATURAL RESOURCES CONSERVATION SERVICE.**

22 (a) The Secretary is authorized to establish and  
23 maintain within the Department of Agriculture the Natu-  
24 ral Resources Conservation Service, and to assign thereto  
25 such functions as the Secretary may deem appropriate in

1 connection with administration of authorities assigned to  
2 the Secretary by law. The Secretary is authorized specifi-  
3 cally to carry out through such agency, or through any  
4 other officer or agency of the Department as the Secretary  
5 may deem appropriate, programs and activities authorized  
6 under statutes including, but not limited to, title X of the  
7 Agricultural Act of 1970 (16 U.S.C. 1501 et seq.); the  
8 Soil Conservation and Domestic Allotment Act (16 U.S.C.  
9 590a et seq.); the Water Bank Act (16 U.S.C. 1301 et  
10 seq.); section 4 of the Cooperative Forestry Act of 1978  
11 (16 U.S.C. 2103); title XII of the Food Security Act of  
12 1985 (16 U.S.C. 3801 et seq.); title IV of the Agricultural  
13 Credit Act of 1978 (16 U.S.C. 2201–2205); and section  
14 202(c) of the Colorado River Basin Salinity Control Act  
15 (43 U.S.C. 1592(c)).

16 (b) Section 5 of the Soil Conservation and Domestic  
17 Allotment Act (16 U.S.C. 590e) is repealed.

18 (c) The Soil and Water Resources Conservation Act  
19 of 1977 is amended—

20 (1) in section 2 (16 U.S.C. 2001), by deleting  
21 “the Soil Conservation Service of”;

22 (2) in paragraph (2) of section 3 (16 U.S.C.  
23 2002(2)), by deleting “through the Soil Conservation  
24 Service”; and

1 (3) in subsection (a) of section 6 (16 U.S.C.  
2 2005(a)), by deleting “Soil Conservation Service”  
3 and inserting in lieu thereof “Secretary”.

4 **TITLE V—MARKETING AND INSPECTION**  
5 **SERVICES**

6 **SEC. 501. GRAIN INSPECTION, PACKERS AND STOCKYARDS**  
7 **ADMINISTRATION.**

8 (a) The Secretary is authorized to establish and  
9 maintain within the Department of Agriculture the Grain  
10 Inspection, Packers and Stockyards Administration and to  
11 assign thereto such functions as the Secretary may deem  
12 appropriate in connection with administration of authori-  
13 ties assigned to the Secretary by law. The Secretary is  
14 authorized specifically to carry out through such agency,  
15 or through any other officer or agency of the Department  
16 as the Secretary may deem appropriate, programs and ac-  
17 tivities authorized under the United States Grain Stand-  
18 ards Act, as amended (7 U.S.C. 71 et seq.); and the Pack-  
19 ers and Stockyards Act, 1921, as amended (7 U.S.C. 181  
20 et seq.).

21 (b) The United States Grain Standards Act, as  
22 amended (7 U.S.C. 71 et seq.), is further amended—

23 (1) in section 3, by deleting subsections (z) and  
24 (aa) (7 U.S.C. 75(z) and (aa));

25 (2) by deleting section 3A (7 U.S.C. 75a);

1           (3) in section 5(a)(3) (7 U.S.C. 77(a)(3)), by  
2 deleting “Service employees” and inserting in lieu  
3 thereof “employees of the Secretary”;

4           (4) in sections 7(j)(2) and 7A(l)(2) (7 U.S.C.  
5 79(j)(2) and 79a(l)(2)), respectively, by deleting  
6 “supervision by Service personnel of its field office  
7 personnel” and inserting in lieu thereof “supervision  
8 by the Secretary of the Secretary’s field office per-  
9 sonnel”;

10           (5) in section 12(c) (7 U.S.C. 87a(c)), by delet-  
11 ing “or Administrator”;

12           (6) in section 12(d) (7 U.S.C. 87a(d)), by delet-  
13 ing “or the Administrator”; and

14           (7) except as otherwise provided in this sub-  
15 section, by deleting “Administrator” and “Service”  
16 wherever they appear and inserting in lieu thereof  
17 “Secretary”.

18           (c) Section 407 of the Packers and Stockyards Act,  
19 1921, as amended (7 U.S.C. 228), is further amended by  
20 deleting subsection (b) and redesignating subsections (c),  
21 (d), (e), and (f), as subsections (b), (c), (d), and (e), re-  
22 spectively.

1     **TITLE VI—RESEARCH, ECONOMICS AND**  
2                                   **EDUCATION**

3     **SEC. 601. AGRICULTURAL RESEARCH AND EDUCATION**  
4                                   **SERVICE.**

5           The Secretary is authorized to establish and maintain  
6 within the Department of Agriculture the Agricultural Re-  
7 search and Education Service and to assign thereto such  
8 functions as the Secretary may deem appropriate in con-  
9 nection with administration of authorities assigned to the  
10 Secretary by law. The Secretary is authorized specifically  
11 to carry out through such agency, or through any other  
12 officer or agency of the Department as the Secretary may  
13 deem appropriate, programs and activities authorized by  
14 statutes relating to agricultural research functions, coop-  
15 erative research programs, agricultural extension and edu-  
16 cation programs, and the provision of agricultural infor-  
17 mation and library services.

18     **SEC. 602. AGRICULTURAL ECONOMICS SERVICE.**

19           The Secretary is authorized to establish and maintain  
20 within the Department of Agriculture the Agricultural  
21 Economic Service and to assign thereto such functions as  
22 the Secretary may deem appropriate in connection with  
23 administration of authorities assigned to the Secretary by  
24 law. The Secretary is authorized specifically to carry out  
25 through such agency, or through any other officer or agen-

1 cy of the Department as the Secretary may deem appro-  
2 priate, programs and activities authorized by statutes re-  
3 lating to economic analysis and research functions and en-  
4 ergy-related programs.

5 **SEC. 603. NATIONAL AGRICULTURAL STATISTICS SERVICE.**

6 The Secretary is authorized to establish and maintain  
7 within the Department of Agriculture the National Agri-  
8 cultural Statistics Service and to assign thereto such func-  
9 tions as the Secretary may deem appropriate in connection  
10 with administration of authorities assigned to the Sec-  
11 retary by law. The Secretary is authorized specifically to  
12 carry out through such agency, or through any other offi-  
13 cer or agency of the Department as the Secretary may  
14 deem appropriate, programs and activities relating to the  
15 preparation and reporting of crop and livestock estimates  
16 and agricultural statistics.

17 **TITLE VII—ANCILLARY PROVISIONS**

18 **SEC. 701. ASSISTANT SECRETARIES OF AGRICULTURE.**

19 (a) There are established in the Department of Agri-  
20 culture six Assistant Secretaries of Agriculture, each to  
21 be appointed by the President, by and with the advice and  
22 consent of the Senate. Each Assistant Secretary of Agri-  
23 culture shall exercise such functions and perform such du-  
24 ties as may be required by law or prescribed by the Sec-  
25 retary of Agriculture, and shall receive compensation at

1 the rate now or hereafter prescribed by law for Assistant  
2 Secretaries of Agriculture.

3 (b) The following provisions are hereby repealed—

4 (1) Section 2 of the Act of February 9, 1889,  
5 as amended (7 U.S.C. 2212);

6 (2) Section 2 of Reorganization Plan No. 2 of  
7 1953 (5 U.S.C. App);

8 (3) Section 604(a) of the Rural Development  
9 Act of 1972 (7 U.S.C. 2212a);

10 (4) Section 2 of Public Law No. 94–561, Octo-  
11 ber 19, 1976 (7 U.S.C. 2212b);

12 (5) Subsection (d) of section 1413 of the Food  
13 and Agriculture Act of 1977, as amended (7 U.S.C.  
14 3128 (d)); and

15 (6) Subsection (a) of section 8 of the Inter-  
16 national Carriage of Perishable Foodstuffs Act (7  
17 U.S.C. 2212c).

18 (c) Notwithstanding subsections (a) and (b) of this  
19 section, any officials serving in any of the positions au-  
20 thorized by those provisions upon the date of enactment  
21 of this Act, after appointment by the President, by and  
22 with the advice and consent of the Senate, shall be consid-  
23 ered thereafter to be serving in the successor positions es-  
24 tablished by subsection (a) of this section and shall not

1 be required to be reappointed by reason of the enactment  
2 of this Act.

3 (d) Section 5315 of title 5, United States Code, is  
4 amended by deleting “Assistant Secretaries of Agriculture  
5 (7)” and inserting in lieu thereof “Assistant Secretaries  
6 of Agriculture (6)”.

7 **SEC. 702. REPEAL OF OBSOLETE PROVISIONS.**

8 Section 5316 of title 5, United States Code, is  
9 amended by deleting therefrom—

10 (1) “Administrator, Agricultural Marketing  
11 Service, Department of Agriculture.”;

12 (2) “Administrator, Agricultural Research Serv-  
13 ice, Department of Agriculture.”;

14 (3) “Administrator, Agricultural Stabilization  
15 and Conservation Service, Department of Agri-  
16 culture.”;

17 (4) “Administrator, Farmers Home Administra-  
18 tion.”;

19 (5) “Administrator, Foreign Agricultural Serv-  
20 ice, Department of Agriculture.”;

21 (6) “Administrator, Rural Electrification Ad-  
22 ministration, Department of Agriculture.”;

23 (7) “Administrator, Soil Conservation Service,  
24 Department of Agriculture.”;

1           (8) “Chief Forester of the Forest Service, De-  
2           partment of Agriculture.”;

3           (9) “Director of Science and Education, De-  
4           partment of Agriculture.”;

5           (10) “Administrator, Animal and Plant Health  
6           Inspection Service, Department of Agriculture.”;  
7           and

8           (11) “Administrator, Federal Grain Inspection  
9           Service, Department of Agriculture.”.

○

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