

Union Calendar No. 330

105TH CONGRESS
2^D SESSION

H. R. 4101

[Report No. 105-588]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1999, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 19, 1998

Mr. SKEEN, 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 programs for the fiscal year ending September 30, 1999, 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 the

1 fiscal year ending September 30, 1999, and for other pur-
2 poses, namely:

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

8 For necessary expenses of the Office of the Secretary
9 of Agriculture, and not to exceed \$75,000 for employment
10 under 5 U.S.C. 3109, \$2,941,000: *Provided*, That not to
11 exceed \$11,000 of this amount, along with any unobli-
12 gated balances of representation funds in the Foreign Ag-
13 ricultural Service, shall be available for official reception
14 and representation expenses, not otherwise provided for,
15 as determined by the Secretary: *Provided further*, That
16 none of the funds appropriated or otherwise made avail-
17 able by this Act may be used to pay the salaries and ex-
18 penses of personnel of the Department of Agriculture to
19 carry out section 793(c)(1)(C) of Public Law 104–127:
20 *Provided further*, That none of the funds made available
21 by this Act may be used to enforce section 793(d) of Pub-
22 lic Law 104–127.

1 EXECUTIVE OPERATIONS

2 CHIEF ECONOMIST

3 For necessary expenses of the Chief Economist, in-
4 cluding economic analysis, risk assessment, cost-benefit
5 analysis, and the functions of the World Agricultural Out-
6 look Board, as authorized by the Agricultural Marketing
7 Act of 1946 (7 U.S.C. 1622g), and including employment
8 pursuant to the second sentence of section 706(a) of the
9 Organic Act of 1944 (7 U.S.C. 2225), of which not to
10 exceed \$5,000 is for employment under 5 U.S.C. 3109,
11 \$5,973,000.

12 NATIONAL APPEALS DIVISION

13 For necessary expenses of the National Appeals Divi-
14 sion, including employment pursuant to the second sen-
15 tence of section 706(a) of the Organic Act of 1944 (7
16 U.S.C. 2225), of which not to exceed \$25,000 is for em-
17 ployment under 5 U.S.C. 3109, \$12,204,000.

18 OFFICE OF BUDGET AND PROGRAM ANALYSIS

19 For necessary expenses of the Office of Budget and
20 Program Analysis, including employment pursuant to the
21 second sentence of section 706(a) of the Organic Act of
22 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is
23 for employment under 5 U.S.C. 3109, \$6,120,000.

24 OFFICE OF THE CHIEF INFORMATION OFFICER

25 For necessary expenses of the Office of the Chief In-
26 formation Officer, including employment pursuant to the

1 second sentence of section 706(a) of the Organic Act of
2 1944 (7 U.S.C. 2225), of which not to exceed \$10,000
3 is for employment under 5 U.S.C. 3109, \$5,551,000.

4 CHIEF FINANCIAL OFFICER

5 For necessary expenses of the Office of the Chief Fi-
6 nancial Officer, including employment pursuant to the sec-
7 ond sentence of section 706(a) of the Organic Act of 1944
8 (7 U.S.C. 2225), of which not to exceed \$10,000 is for
9 employment under 5 U.S.C. 3109, \$4,283,000: *Provided*,
10 That the Chief Financial Officer shall actively market
11 cross-servicing activities of the National Finance Center.

12 OFFICE OF THE ASSISTANT SECRETARY FOR
13 ADMINISTRATION

14 For necessary salaries and expenses of the Office of
15 the Assistant Secretary for Administration to carry out
16 the programs funded in this Act, \$636,000.

17 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
18 PAYMENTS

19 (INCLUDING TRANSFERS OF FUNDS)

20 For payment of space rental and related costs pursu-
21 ant to Public Law 92-313, including authorities pursuant
22 to the 1984 delegation of authority from the Adminis-
23 trator of General Services to the Department of Agri-
24 culture under 40 U.S.C. 486, for programs and activities
25 of the Department which are included in this Act, and for

1 the operation, maintenance, and repair of Agriculture
2 buildings, \$132,184,000: *Provided*, That in the event an
3 agency within the Department should require modification
4 of space needs, the Secretary of Agriculture may transfer
5 a share of that agency's appropriation made available by
6 this Act to this appropriation, or may transfer a share
7 of this appropriation to that agency's appropriation, but
8 such transfers shall not exceed 5 percent of the funds
9 made available for space rental and related costs to or
10 from this account. In addition, for construction, repair,
11 improvement, extension, alteration, and purchase of fixed
12 equipment or facilities as necessary to carry out the pro-
13 grams of the Department, where not otherwise provided,
14 \$23,505,000, to remain available until expended; making
15 a total appropriation of \$155,689,000.

16 HAZARDOUS WASTE MANAGEMENT

17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Department of Agri-
19 culture, to comply with the requirement of section 107(g)
20 of the Comprehensive Environmental Response, Com-
21 pensation, and Liability Act, 42 U.S.C. 9607(g), and sec-
22 tion 6001 of the Resource Conservation and Recovery Act,
23 42 U.S.C. 6961, \$15,700,000, to remain available until
24 expended: *Provided*, That appropriations and funds avail-
25 able herein to the Department for Hazardous Waste Man-

1 agement may be transferred to any agency of the Depart-
2 ment for its use in meeting all requirements pursuant to
3 the above Acts on Federal and non-Federal lands.

4 DEPARTMENTAL ADMINISTRATION
5 (INCLUDING TRANSFERS OF FUNDS)

6 For Departmental Administration, \$32,168,000, to
7 provide for necessary expenses for management support
8 services to offices of the Department and for general ad-
9 ministration and disaster management of the Department,
10 repairs and alterations, and other miscellaneous supplies
11 and expenses not otherwise provided for and necessary for
12 the practical and efficient work of the Department, includ-
13 ing employment pursuant to the second sentence of section
14 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
15 which not to exceed \$10,000 is for employment under 5
16 U.S.C. 3109: *Provided*, That this appropriation shall be
17 reimbursed from applicable appropriations in this Act for
18 travel expenses incident to the holding of hearings as re-
19 quired by 5 U.S.C. 551–558.

20 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

21 For grants and contracts pursuant to section 2501
22 of the Food, Agriculture, Conservation, and Trade Act of
23 1990 (7 U.S.C. 2279), \$3,000,000, to remain available
24 until expended.

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 in this Act, including pro-
7 grams involving intergovernmental affairs and liaison
8 within the executive branch, \$3,668,000: *Provided*, That
9 no other funds appropriated to the Department by this
10 Act shall be available to the Department for support of
11 activities of congressional relations: *Provided further*, That
12 not less than \$2,241,000 shall be transferred to agencies
13 funded in this Act to maintain personnel at the agency
14 level.

15 OFFICE OF COMMUNICATIONS

16 For necessary expenses to carry out services relating
17 to the coordination of programs involving public affairs,
18 for the dissemination of agricultural information, and the
19 coordination of information, work, and programs author-
20 ized by Congress in the Department, \$8,138,000, includ-
21 ing employment pursuant to the second sentence of section
22 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
23 which not to exceed \$10,000 shall be available for employ-
24 ment under 5 U.S.C. 3109, and not to exceed \$2,000,000
25 may be used for farmers' bulletins.

1 OFFICE OF THE INSPECTOR GENERAL
2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses of the Office of the Inspector
4 General, including employment pursuant to the second
5 sentence of section 706(a) of the Organic Act of 1944 (7
6 U.S.C. 2225), and the Inspector General Act of 1978,
7 \$67,178,000, including such sums as may be necessary for
8 contracting and other arrangements with public agencies
9 and private persons pursuant to section 6(a)(9) of the In-
10 spector General Act of 1978, including a sum not to ex-
11 ceed \$50,000 for employment under 5 U.S.C. 3109; and
12 including a sum not to exceed \$95,000, for certain con-
13 fidential operational expenses including the payment of in-
14 formants, to be expended under the direction of the In-
15 spector General pursuant to Public Law 95–452 and sec-
16 tion 1337 of Public Law 97–98: *Provided*, That funds
17 transferred to the Office of the Inspector General through
18 forfeiture proceedings or from the Department of Justice
19 Assets Forfeiture Fund or the Department of the Treas-
20 ury Forfeiture Fund, as a participating agency, as an eq-
21 uitable share from the forfeiture of property in investiga-
22 tions in which the Office of the Inspector General partici-
23 pates, or through the granting of a Petition for Remission
24 or Mitigation, shall be deposited to the credit of this ac-
25 count for law enforcement activities authorized under the

1 Inspector General Act of 1978, to remain available until
2 expended.

3 OFFICE OF THE GENERAL COUNSEL

4 For necessary expenses of the Office of the General
5 Counsel, \$30,396,000.

6 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,

7 EDUCATION AND ECONOMICS

8 For necessary salaries and expenses of the Office of
9 the Under Secretary for Research, Education and Eco-
10 nomics to administer the laws enacted by the Congress
11 for the Economic Research Service, the National Agricul-
12 tural Statistics Service, the Agricultural Research Service,
13 and the Cooperative State Research, Education, and Ex-
14 tension Service, \$560,000.

15 ECONOMIC RESEARCH SERVICE

16 For necessary expenses of the Economic Research
17 Service in conducting economic research and analysis, as
18 authorized by the Agricultural Marketing Act of 1946 (7
19 U.S.C. 1621–1627) and other laws, \$67,282,000: *Pro-*
20 *vided*, That this appropriation shall be available for em-
21 ployment pursuant to the second sentence of section
22 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

23 NATIONAL AGRICULTURAL STATISTICS SERVICE

24 For necessary expenses of the National Agricultural
25 Statistics Service in conducting statistical reporting and

1 service work, including crop and livestock estimates, sta-
2 tistical coordination and improvements, marketing sur-
3 veys, and the Census of Agriculture, as authorized by the
4 Agricultural Marketing Act of 1946 (7 U.S.C. 1621–
5 1627), the Census of Agriculture Act of 1997 (P.L. 105–
6 113), and other laws, \$105,082,000, of which up to
7 \$23,141,000 shall be available until expended for the Cen-
8 sus of Agriculture: *Provided*, That this appropriation shall
9 be available for employment pursuant to the second sen-
10 tence of section 706(a) of the Organic Act of 1944 (7
11 U.S.C. 2225), and not to exceed \$40,000 shall be available
12 for employment under 5 U.S.C. 3109.

13 AGRICULTURAL RESEARCH SERVICE

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

1 eral ownership, \$755,816,000: *Provided*, That appropria-
2 tions hereunder shall be available for temporary employ-
3 ment pursuant to the second sentence of section 706(a)
4 of the Organic Act of 1944 (7 U.S.C. 2225), and not to
5 exceed \$115,000 shall be available for employment under
6 5 U.S.C. 3109: *Provided further*, That appropriations
7 hereunder shall be available for the operation and mainte-
8 nance of aircraft and the purchase of not to exceed one
9 for replacement only: *Provided further*, That appropria-
10 tions hereunder shall be available pursuant to 7 U.S.C.
11 2250 for the construction, alteration, and repair of build-
12 ings and improvements, but unless otherwise provided, the
13 cost of constructing any one building shall not exceed
14 \$250,000, except for headhouses or greenhouses which
15 shall each be limited to \$1,000,000, and except for ten
16 buildings to be constructed or improved at a cost not to
17 exceed \$500,000 each, and the cost of altering any one
18 building during the fiscal year shall not exceed 10 percent
19 of the current replacement value of the building or
20 \$250,000, whichever is greater: *Provided further*, That the
21 limitations on alterations contained in this Act shall not
22 apply to modernization or replacement of existing facilities
23 at Beltsville, Maryland: *Provided further*, That appropria-
24 tions hereunder shall be available for granting easements
25 at the Beltsville Agricultural Research Center, including

1 an easement to the University of Maryland to construct
2 the Transgenic Animal Facility which upon completion
3 shall be accepted by the Secretary as a gift: *Provided fur-*
4 *ther*, That the foregoing limitations shall not apply to re-
5 placement of buildings needed to carry out the Act of April
6 24, 1948 (21 U.S.C. 113a): *Provided further*, That funds
7 may be received from any State, other political subdivi-
8 sion, organization, or individual for the purpose of estab-
9 lishing or operating any research facility or research
10 project of the Agricultural Research Service, as authorized
11 by law. None of the funds in the foregoing paragraph shall
12 be available to carry out research related to the produc-
13 tion, processing or marketing of tobacco or tobacco prod-
14 ucts.

15 In fiscal year 1999 the agency is authorized to charge
16 fees, commensurate with the fair market value, for any
17 permit, easement, lease, or other special use authorization
18 for the occupancy or use of land and facilities (including
19 land and facilities at the Beltsville Agricultural Research
20 Center) issued by the agency as authorized by law, and
21 such fees shall be credited to this account, and shall re-
22 main available until expended, for authorized purposes.

23 BUILDINGS AND FACILITIES

24 For acquisition of land, construction, repair, improve-
25 ment, extension, alteration, and purchase of fixed equip-

1 ment or facilities as necessary to carry out the agricultural
2 research programs of the Department of Agriculture,
3 where not otherwise provided, \$61,380,000, to remain
4 available until expended (7 U.S.C. 2209b): *Provided*, That
5 funds may be received from any State, other political sub-
6 division, organization, or individual for the purpose of es-
7 tablishing any research facility of the Agricultural Re-
8 search Service, as authorized by law.

9 COOPERATIVE STATE RESEARCH, EDUCATION, AND
10 EXTENSION SERVICE
11 RESEARCH AND EDUCATION ACTIVITIES

12 For payments to agricultural experiment stations, for
13 cooperative forestry and other research, for facilities, and
14 for other expenses, including \$168,734,000 to carry into
15 effect the provisions of the Hatch Act (7 U.S.C. 361a-
16 i); \$20,497,000 for grants for cooperative forestry re-
17 search (16 U.S.C. 582a-a7); \$27,735,000 for payments
18 to the 1890 land-grant colleges, including Tuskegee Uni-
19 versity (7 U.S.C. 3222); \$49,273,000 for special grants
20 for agricultural research (7 U.S.C. 450i(c)); \$15,048,000
21 for special grants for agricultural research on improved
22 pest control (7 U.S.C. 450i(e)); \$99,550,000 for competi-
23 tive research grants (7 U.S.C. 450i(b)); \$4,775,000 for
24 the support of animal health and disease programs (7
25 U.S.C. 3195); \$700,000 for supplemental and alternative

1 crops and products (7 U.S.C. 3319d); \$3,000,000 for
2 higher education graduate fellowships grants (7 U.S.C.
3 3152(b)(6)), to remain available until expended (7 U.S.C.
4 2209b); \$4,350,000 for higher education challenge grants
5 (7 U.S.C. 3152(b)(1)); \$1,000,000 for a higher education
6 multicultural scholars program (7 U.S.C. 3152(b)(5)), to
7 remain available until expended (7 U.S.C. 2209b);
8 \$3,000,000 for an education grants program for Hispanic-
9 serving Institutions (7 U.S.C. 3241); \$3,880,000 for
10 aquaculture grants (7 U.S.C. 3322); \$8,000,000 for sus-
11 tainable agriculture research and education (7 U.S.C.
12 5811); \$9,200,000 for a program of capacity building
13 grants (7 U.S.C. 3152(b)(4)) to colleges eligible to receive
14 funds under the Act of August 30, 1890 (7 U.S.C. 321–
15 326 and 328), including Tuskegee University, to remain
16 available until expended (7 U.S.C. 2209b); \$1,450,000 for
17 payments to the 1994 Institutions pursuant to section
18 534(a)(1) of Public Law 103–382; \$200,000 for teaching
19 grants for public secondary education and 2-year post-
20 secondary education (7 U.S.C. 3152(h)), to remain avail-
21 able until expended; and \$10,733,000 for necessary ex-
22 penses of Research and Education Activities, of which not
23 to exceed \$100,000 shall be for employment under 5
24 U.S.C. 3109; in all, \$431,125,000.

1 None of the funds in the foregoing paragraph shall
2 be available to carry out research related to the produc-
3 tion, processing or marketing of tobacco or tobacco prod-
4 ucts.

5 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

6 For establishment of a Native American institutions
7 endowment fund, as authorized by Public Law 103-382
8 (7 U.S.C. 301 note), \$4,600,000.

9 EXTENSION ACTIVITIES

10 Payments to States, the District of Columbia, Puerto
11 Rico, Guam, the Virgin Islands, Micronesia, Northern
12 Marianas, and American Samoa: For payments for coop-
13 erative extension work under the Smith-Lever Act, to be
14 distributed under sections 3(b) and 3(c) of said Act, and
15 under section 208(c) of Public Law 93-471, for retire-
16 ment and employees' compensation costs for extension
17 agents and for costs of penalty mail for cooperative exten-
18 sion agents and State extension directors, \$268,493,000;
19 payments for extension work at the 1994 Institutions
20 under the Smith-Lever Act (7 U.S.C. 343(b)(3)),
21 \$2,000,000; payments for the nutrition and family edu-
22 cation program for low-income areas under section 3(d)
23 of the Act, \$56,147,000; payments for a pesticides appli-
24 cator training program under section 3(d) of the Act,
25 \$300,000; payments for the pest management program

1 under section 3(d) of the Act, \$10,783,000; payments for
2 the farm safety program under section 3(d) of the Act,
3 \$3,000,000; payments for the pesticide impact assessment
4 program under section 3(d) of the Act, \$3,214,000; pay-
5 ments to upgrade 1890 land-grant college research, exten-
6 sion, and teaching facilities as authorized by section 1447
7 of Public Law 95–113 (7 U.S.C. 3222b), \$8,549,000, to
8 remain available until expended; payments for the rural
9 development centers under section 3(d) of the Act,
10 \$908,000; payments for a groundwater quality program
11 under section 3(d) of the Act, \$10,061,000; payments for
12 youth-at-risk programs under section 3(d) of the Act,
13 \$9,000,000; payments for a food safety program under
14 section 3(d) of the Act, \$3,500,000; payments for carrying
15 out the provisions of the Renewable Resources Extension
16 Act of 1978, \$3,192,000; payments for Indian reservation
17 agents under section 3(d) of the Act, \$1,672,000; pay-
18 ments for sustainable agriculture programs under section
19 3(d) of the Act, \$3,309,000; payments for cooperative ex-
20 tension work by the colleges receiving the benefits of the
21 second Morrill Act (7 U.S.C. 321–326 and 328) and
22 Tuskegee University, \$25,090,000; and for Federal ad-
23 ministration and coordination including administration of
24 the Smith-Lever Act, and the Act of September 29, 1977
25 (7 U.S.C. 341–349), and section 1361(c) of the Act of

1 October 3, 1980 (7 U.S.C. 301 note), and to coordinate
 2 and provide program leadership for the extension work of
 3 the Department and the several States and insular posses-
 4 sions, \$7,571,000; in all, \$416,789,000: *Provided*, That
 5 funds hereby appropriated pursuant to section 3(c) of the
 6 Act of June 26, 1953, and section 506 of the Act of June
 7 23, 1972, shall not be paid to any State, the District of
 8 Columbia, Puerto Rico, Guam, or the Virgin Islands, Mi-
 9 cronesia, Northern Marianas, and American Samoa prior
 10 to availability of an equal sum from non-Federal sources
 11 for expenditure during the current fiscal year.

12 OFFICE OF THE ASSISTANT SECRETARY FOR
 13 MARKETING AND REGULATORY PROGRAMS

14 For necessary salaries and expenses of the Office of
 15 the Assistant Secretary for Marketing and Regulatory
 16 Programs to administer programs under the laws enacted
 17 by the Congress for the Animal and Plant Health Inspec-
 18 tion Service, the Agricultural Marketing Service, and the
 19 Grain Inspection, Packers and Stockyards Administration,
 20 \$642,000.

21 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
 22 SALARIES AND EXPENSES
 23 (INCLUDING TRANSFERS OF FUNDS)

24 For expenses, not otherwise provided for, including
 25 those pursuant to the Act of February 28, 1947 (21

1 U.S.C. 114b–c), necessary to prevent, control, and eradi-
2 cate pests and plant and animal diseases; to carry out in-
3 spection, quarantine, and regulatory activities; to dis-
4 charge the authorities of the Secretary of Agriculture
5 under the Act of March 2, 1931 (46 Stat. 1468; 7 U.S.C.
6 426–426b); and to protect the environment, as authorized
7 by law, \$424,500,000, of which \$4,105,000 shall be avail-
8 able for the control of outbreaks of insects, plant diseases,
9 animal diseases and for control of pest animals and birds
10 to the extent necessary to meet emergency conditions: *Pro-*
11 *vided*, That no funds shall be used to formulate or admin-
12 ister a brucellosis eradication program for the current fis-
13 cal year that does not require minimum matching by the
14 States of at least 40 percent: *Provided further*, That this
15 appropriation shall be available for field employment pur-
16 suant to the second sentence of section 706(a) of the Or-
17 ganic Act of 1944 (7 U.S.C. 2225), and not to exceed
18 \$40,000 shall be available for employment under 5 U.S.C.
19 3109: *Provided further*, That this appropriation shall be
20 available for the operation and maintenance of aircraft
21 and the purchase of not to exceed four, of which two shall
22 be for replacement only: *Provided further*, That, in addi-
23 tion, in emergencies which threaten any segment of the
24 agricultural production industry of this country, the Sec-
25 retary may transfer from other appropriations or funds

1 available to the agencies or corporations of the Depart-
2 ment such sums as he may deem necessary, to be available
3 only in such emergencies for the arrest and eradication
4 of contagious or infectious disease or pests of animals,
5 poultry, or plants, and for expenses in accordance with
6 the Act of February 28, 1947, and section 102 of the Act
7 of September 21, 1944, and any unexpended balances of
8 funds transferred for such emergency purposes in the next
9 preceding fiscal year shall be merged with such trans-
10 ferred amounts: *Provided further*, That appropriations
11 hereunder shall be available pursuant to law (7 U.S.C.
12 2250) for the repair and alteration of leased buildings and
13 improvements, but unless otherwise provided the cost of
14 altering any one building during the fiscal year shall not
15 exceed 10 percent of the current replacement value of the
16 building.

17 In fiscal year 1999 the agency is authorized to collect
18 fees to cover the total costs of providing technical assist-
19 ance, goods, or services requested by States, other political
20 subdivisions, domestic and international organizations,
21 foreign governments, or individuals, provided that such
22 fees are structured such that any entity's liability for such
23 fees is reasonably based on the technical assistance, goods,
24 or services provided to the entity by the agency, and such
25 fees shall be credited to this account, to remain available

1 until expended, without further appropriation, for provid-
2 ing such assistance, goods, or services.

3 Of the total amount available under this heading in
4 fiscal year 1999, \$88,000,000 shall be derived from user
5 fees deposited in the Agricultural Quarantine Inspection
6 User Fee Account.

7 BUILDINGS AND FACILITIES

8 For plans, construction, repair, preventive mainte-
9 nance, environmental support, improvement, extension, al-
10 teration, and purchase of fixed equipment or facilities, as
11 authorized by 7 U.S.C. 2250, and acquisition of land as
12 authorized by 7 U.S.C. 428a, \$5,200,000, to remain avail-
13 able until expended.

14 AGRICULTURAL MARKETING SERVICE

15 MARKETING SERVICES

16 For necessary expenses to carry out services related
17 to consumer protection, agricultural marketing and dis-
18 tribution, transportation, and regulatory programs, as au-
19 thorized by law, and for administration and coordination
20 of payments to States; including field employment pursu-
21 ant to the second sentence of section 706(a) of the Or-
22 ganic Act of 1944 (7 U.S.C. 2225), and not to exceed
23 \$90,000 for employment under 5 U.S.C. 3109,
24 \$46,567,000, including funds for the wholesale market de-
25 velopment program for the design and development of

1 wholesale and farmer market facilities for the major met-
2 ropolitan areas of the country: *Provided*, That this appro-
3 priation shall be available pursuant to law (7 U.S.C. 2250)
4 for the alteration and repair of buildings and improve-
5 ments, but the cost of altering any one building during
6 the fiscal year shall not exceed 10 percent of the current
7 replacement value of the building.

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

11 LIMITATION ON ADMINISTRATIVE EXPENSES

12 Not to exceed \$60,730,000 (from fees collected) shall
13 be obligated during the current fiscal year for administra-
14 tive expenses: *Provided*, That if crop size is understated
15 and/or other uncontrollable events occur, the agency may
16 exceed this limitation by up to 10 percent with notification
17 to the Appropriations Committees.

18 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

19 SUPPLY (SECTION 32)

20 (INCLUDING TRANSFERS OF FUNDS)

21 Funds available under section 32 of the Act of Au-
22 gust 24, 1935 (7 U.S.C. 612c) shall be used only for com-
23 modity program expenses as authorized therein, and other
24 related operating expenses, except for: (1) transfers to the
25 Department of Commerce as authorized by the Fish and
26 Wildlife Act of August 8, 1956; (2) transfers otherwise

1 provided in this Act; and (3) not more than \$10,998,000
2 for formulation and administration of marketing agree-
3 ments and orders pursuant to the Agricultural Marketing
4 Agreement Act of 1937, and the Agricultural Act of 1961.

5 PAYMENTS TO STATES AND POSSESSIONS

6 For payments to departments of agriculture, bureaus
7 and departments of markets, and similar agencies for
8 marketing activities under section 204(b) of the Agricul-
9 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
10 \$1,200,000.

11 GRAIN INSPECTION, PACKERS AND STOCKYARDS

12 ADMINISTRATION

13 SALARIES AND EXPENSES

14 For necessary expenses to carry out the provisions
15 of the United States Grain Standards Act, for the admin-
16 istration of the Packers and Stockyards Act, for certifying
17 procedures used to protect purchasers of farm products,
18 and the standardization activities related to grain under
19 the Agricultural Marketing Act of 1946, including field
20 employment pursuant to the second sentence of section
21 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
22 not to exceed \$25,000 for employment under 5 U.S.C.
23 3109, \$29,042,000: *Provided*, That this appropriation
24 shall be available pursuant to law (7 U.S.C. 2250) for the
25 alteration and repair of buildings and improvements, but

1 U.S.C. 2225), and not to exceed \$75,000 shall be available
2 for employment under 5 U.S.C. 3109: *Provided further*,
3 That this appropriation shall be available pursuant to law
4 (7 U.S.C. 2250) for the alteration and repair of buildings
5 and improvements, but the cost of altering any one build-
6 ing during the fiscal year shall not exceed 10 percent of
7 the current replacement value of the building.

8 OFFICE OF THE UNDER SECRETARY FOR FARM AND
9 FOREIGN AGRICULTURAL SERVICES

10 For necessary salaries and expenses of the Office of
11 the Under Secretary for Farm and Foreign Agricultural
12 Services to administer the laws enacted by Congress for
13 the Farm Service Agency, the Foreign Agricultural Serv-
14 ice, the Risk Management Agency, and the Commodity
15 Credit Corporation, \$597,000.

16 FARM SERVICE AGENCY

17 SALARIES AND EXPENSES

18 (INCLUDING TRANSFERS OF FUNDS)

19 For necessary expenses for carrying out the adminis-
20 tration and implementation of programs administered by
21 the Farm Service Agency, \$724,499,000, of which not less
22 than \$10,000,000 is for purchases of equipment or studies
23 related to the Service Center Initiative Common Comput-
24 ing Environment: *Provided*, That the Secretary is author-
25 ized to use the services, facilities, and authorities (but not

1 the funds) of the Commodity Credit Corporation to make
2 program payments for all programs administered by the
3 Agency: *Provided further*, That other funds made available
4 to the Agency for authorized activities may be advanced
5 to and merged with this account: *Provided further*, That
6 these funds shall be available for employment pursuant to
7 the second sentence of section 706(a) of the Organic Act
8 of 1944 (7 U.S.C. 2225), and not to exceed \$1,000,000
9 shall be available for employment under 5 U.S.C. 3109.

10 STATE MEDIATION GRANTS

11 For grants pursuant to section 502(b) of the Agricul-
12 tural Credit Act of 1987 (7 U.S.C. 5101–5106),
13 \$2,000,000.

14 DAIRY INDEMNITY PROGRAM

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses involved in making indemnity
17 payments to dairy farmers for milk or cows producing
18 such milk and manufacturers of dairy products who have
19 been directed to remove their milk or dairy products from
20 commercial markets because it contained residues of
21 chemicals registered and approved for use by the Federal
22 Government, and in making indemnity payments for milk,
23 or cows producing such milk, at a fair market value to
24 any dairy farmer who is directed to remove his milk from
25 commercial markets because of: (1) the presence of prod-

1 acts of nuclear radiation or fallout if such contamination
2 is not due to the fault of the farmer; or (2) residues of
3 chemicals or toxic substances not included under the first
4 sentence of the Act of August 13, 1968 (7 U.S.C. 450j),
5 if such chemicals or toxic substances were not used in a
6 manner contrary to applicable regulations or labeling in-
7 structions provided at the time of use and the contamina-
8 tion is not due to the fault of the farmer, \$450,000, to
9 remain available until expended (7 U.S.C. 220(b): *Pro-*
10 *vided*, That none of the funds contained in this Act shall
11 be used to make indemnity payments to any farmer whose
12 milk was removed from commercial markets as a result
13 of his willful failure to follow procedures prescribed by the
14 Federal Government: *Provided further*, That this amount
15 shall be transferred to the Commodity Credit Corporation:
16 *Provided further*, That the Secretary is authorized to uti-
17 lize the services, facilities, and authorities of the Commod-
18 ity Credit Corporation for the purpose of making dairy
19 indemnity disbursements.

20 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

21 ACCOUNT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For gross obligations for the principal amount of di-
24 rect and guaranteed loans as authorized by 7 U.S.C.
25 1928–1929, to be available from funds in the Agricultural

1 Credit Insurance Fund, as follows: farm ownership loans,
2 \$500,031,000 of which \$425,031,000 shall be for guaran-
3 teed loans; operating loans, \$1,976,000,000 of which
4 \$1,276,000,000 shall be for unsubsidized guaranteed
5 loans and \$200,000,000 shall be for subsidized guaranteed
6 loans; Indian tribe land acquisition loans as authorized by
7 25 U.S.C. 488, \$1,000,000; for emergency insured loans,
8 \$25,000,000 to meet the needs resulting from natural dis-
9 asters; for boll weevil eradication program loans as author-
10 ized by 7 U.S.C. 1989, \$100,000,000; and for credit sales
11 of acquired property, \$25,000,000.

12 For the cost of direct and guaranteed loans, including
13 the cost of modifying loans as defined in section 502 of
14 the Congressional Budget Act of 1974, as follows: farm
15 ownership loans, \$17,986,000 of which \$6,758,000 shall
16 be for guaranteed loans; operating loans, \$62,630,000 of
17 which \$11,000,000 shall be for unsubsidized guaranteed
18 loans and \$17,480,000 shall be for subsidized guaranteed
19 loans; Indian tribe land acquisition loans as authorized by
20 25 U.S.C. 488, \$153,000; for emergency insured loans,
21 \$5,900,000 to meet the needs resulting from natural dis-
22 asters; for boll weevil eradication program loans as author-
23 ized by 7 U.S.C. 1989, \$1,440,000; and for credit sales
24 of acquired property, \$3,260,000.

1 In addition, for administrative expenses necessary to
2 carry out the direct and guaranteed loan programs,
3 \$219,861,000 of which \$209,861,000 shall be transferred
4 to and merged with the “Farm Service Agency, Salaries
5 and Expenses” account.

6 RISK MANAGEMENT AGENCY

7 For administrative and operating expenses, as au-
8 thorized by the Federal Agriculture Improvement and Re-
9 form Act of 1996 (7 U.S.C. 6933), \$64,000,000: *Provided*,
10 That not to exceed \$700 shall be available for official re-
11 ception and representation expenses, as authorized by 7
12 U.S.C. 1506(i).

13 CORPORATIONS

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

1 FEDERAL CROP INSURANCE CORPORATION FUND

2 For payments as authorized by section 516 of the
3 Federal Crop Insurance Act such sums as may be nec-
4 essary, to remain available until expended (7 U.S.C.
5 2209b).

6 COMMODITY CREDIT CORPORATION FUND

7 REIMBURSEMENT FOR NET REALIZED LOSSES

8 For fiscal year 1999, such sums as may be necessary
9 to reimburse the Commodity Credit Corporation for net
10 realized losses sustained, but not previously reimbursed
11 (estimated to be \$8,439,000,000 in the President's fiscal
12 year 1999 Budget Request (H. Doc. 105-177)), but not
13 to exceed \$8,439,000,000, pursuant to section 2 of the
14 Act of August 17, 1961 (15 U.S.C. 713a-11).

15 OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE

16 MANAGEMENT

17 For fiscal year 1999, the Commodity Credit Corpora-
18 tion shall not expend more than \$5,000,000 for expenses
19 to comply with the requirement of section 107(g) of the
20 Comprehensive Environmental Response, Compensation,
21 and Liability Act, 42 U.S.C. 9607(g), and section 6001
22 of the Resource Conservation and Recovery Act, 42 U.S.C.
23 6961: *Provided*, That expenses shall be for operations and
24 maintenance costs only and that other hazardous waste
25 management costs shall be paid for by the USDA Hazard-
26 ous Waste Management appropriation in this Act.

1 TITLE II
2 CONSERVATION PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR NATURAL
4 RESOURCES AND ENVIRONMENT

5 For necessary salaries and expenses of the Office of
6 the Under Secretary for Natural Resources and Environ-
7 ment to administer the laws enacted by the Congress for
8 the Forest Service and the Natural Resources Conserva-
9 tion Service, \$719,000.

10 NATURAL RESOURCES CONSERVATION SERVICE
11 CONSERVATION OPERATIONS

12 For necessary expenses for carrying out the programs
13 administered by the Natural Resources Conservation Serv-
14 ice, including the provisions of the Act of April 27, 1935
15 (16 U.S.C. 590a–f) including preparation of conservation
16 plans and establishment of measures to conserve soil and
17 water (including farm irrigation and land drainage and
18 such special measures for soil and water management as
19 may be necessary to prevent floods and the siltation of
20 reservoirs and to control agricultural related pollutants);
21 operation of conservation plant materials centers; classi-
22 fication and mapping of soil; dissemination of information;
23 acquisition of lands, water, and interests therein for use
24 in the plant materials program by donation, exchange, or
25 purchase at a nominal cost not to exceed \$100 pursuant

1 to the Act of August 3, 1956 (7 U.S.C. 428a); purchase
2 and erection or alteration or improvement of permanent
3 and temporary buildings; and operation and maintenance
4 of aircraft, \$641,243,000, to remain available until ex-
5 pended (7 U.S.C. 2209b), of which not less than
6 \$5,990,000 is for snow survey and water forecasting and
7 not less than \$7,825,000 is for operation and establish-
8 ment of the plant materials centers: *Provided further, That*
9 appropriations hereunder shall be available pursuant to 7
10 U.S.C. 2250 for construction and improvement of build-
11 ings and public improvements at plant materials centers,
12 except that the cost of alterations and improvements to
13 other buildings and other public improvements shall not
14 exceed \$250,000: *Provided further, That* when buildings
15 or other structures are erected on non-Federal land, that
16 the right to use such land is obtained as provided in 7
17 U.S.C. 2250a: *Provided further, That* this appropriation
18 shall be available for technical assistance and related ex-
19 penses to carry out programs authorized by section 202(c)
20 of title II of the Colorado River Basin Salinity Control
21 Act of 1974 (43 U.S.C. 1592(c)): *Provided further, That*
22 no part of this appropriation may be expended for soil and
23 water conservation operations under the Act of April 27,
24 1935 (16 U.S.C. 590a–f) in demonstration projects: *Pro-*
25 *vided further, That* this appropriation shall be available

1 for employment pursuant to the second sentence of section
2 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and
3 not to exceed \$25,000 shall be available for employment
4 under 5 U.S.C. 3109: *Provided further*, That qualified
5 local engineers may be temporarily employed at per diem
6 rates to perform the technical planning work of the Service
7 (16 U.S.C. 590e-2).

8 WATERSHED SURVEYS AND PLANNING

9 For necessary expenses to conduct research, inves-
10 tigation, and surveys of watersheds of rivers and other wa-
11 terways, and for small watershed investigations and plan-
12 ning, in accordance with the Watershed Protection and
13 Flood Prevention Act approved August 4, 1954 (16 U.S.C.
14 1001-1009), \$9,545,000: *Provided*, That this appropria-
15 tion shall be available for employment pursuant to the sec-
16 ond sentence of section 706(a) of the Organic Act of 1944
17 (7 U.S.C. 2225), and not to exceed \$110,000 shall be
18 available for employment under 5 U.S.C. 3109.

19 WATERSHED AND FLOOD PREVENTION OPERATIONS

20 For necessary expenses to carry out preventive meas-
21 ures, including but not limited to research, engineering op-
22 erations, methods of cultivation, the growing of vegetation,
23 rehabilitation of existing works and changes in use of land,
24 in accordance with the Watershed Protection and Flood
25 Prevention Act approved August 4, 1954 (16 U.S.C.

1 1001–1005, 1007–1009), the provisions of the Act of
2 April 27, 1935 (16 U.S.C. 590a–f), and in accordance
3 with the provisions of laws relating to the activities of the
4 Department, \$97,850,000, to remain available until ex-
5 pended (7 U.S.C. 2209b) (of which up to \$15,000,000
6 may be available for the watersheds authorized under the
7 Flood Control Act approved June 22, 1936 (33 U.S.C.
8 701, 16 U.S.C. 1006a)): *Provided*, That not to exceed
9 \$47,000,000 of this appropriation shall be available for
10 technical assistance: *Provided further*, That this appro-
11 priation shall be available for employment pursuant to the
12 second sentence of section 706(a) of the Organic Act of
13 1944 (7 U.S.C. 2225), and not to exceed \$200,000 shall
14 be available for employment under 5 U.S.C. 3109: *Pro-*
15 *vided further*, That not to exceed \$1,000,000 of this appro-
16 priation is available to carry out the purposes of the En-
17 dangered Species Act of 1973 (Public Law 93–205), in-
18 cluding cooperative efforts as contemplated by that Act
19 to relocate endangered or threatened species to other suit-
20 able habitats as may be necessary to expedite project con-
21 struction.

22 RESOURCE CONSERVATION AND DEVELOPMENT

23 For necessary expenses in planning and carrying out
24 projects for resource conservation and development and
25 for sound land use pursuant to the provisions of section

1 32(e) of title III of the Bankhead-Jones Farm Tenant Act
2 (7 U.S.C. 1010–1011; 76 Stat. 607), the Act of April 27,
3 1935 (16 U.S.C. 590a–f), and the Agriculture and Food
4 Act of 1981 (16 U.S.C. 3451–3461), \$35,000,000, to re-
5 main available until expended (7 U.S.C. 2209b): *Provided*,
6 That this appropriation shall be available for employment
7 pursuant to the second sentence of section 706(a) of the
8 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed
9 \$50,000 shall be available for employment under 5 U.S.C.
10 3109.

11 TITLE III

12 RURAL ECONOMIC AND COMMUNITY

13 DEVELOPMENT PROGRAMS

14 OFFICE OF THE UNDER SECRETARY FOR RURAL

15 DEVELOPMENT

16 For necessary salaries and expenses of the Office of
17 the Under Secretary for Rural Development to administer
18 programs under the laws enacted by the Congress for the
19 Rural Housing Service, the Rural Business-Cooperative
20 Service, and the Rural Utilities Service of the Department
21 of Agriculture, \$611,000.

22 RURAL DEVELOPMENT

23 RURAL COMMUNITY ADVANCEMENT PROGRAM

24 (INCLUDING TRANSFERS OF FUNDS)

25 For the cost of direct loans, loan guarantees, and
26 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,

1 and 1932, except for sections 381E–H, 381N, and 381O
2 of the Consolidated Farm and Rural Development Act (7
3 U.S.C. 2009f), \$745,172,000, to remain available until ex-
4 pended, of which \$35,717,000 shall be for rural commu-
5 nity programs described in section 381E(d)(1) of the Con-
6 solidated Farm and Rural Development Act; of which
7 \$658,955,000 shall be for the rural utilities programs de-
8 scribed in section 381E(d)(2) of such Act; and of which
9 \$50,500,000 shall be for the rural business and coopera-
10 tive development programs described in section
11 381E(d)(3) of such Act: *Provided*, That of the amount ap-
12 propriated for rural utilities programs, not to exceed
13 \$20,000,000 shall be for water and waste disposal systems
14 to benefit the colonias along the United States/Mexico bor-
15 der, including grants pursuant to section 306C of such
16 Act; not to exceed \$15,000,000 shall be for technical as-
17 sistance grants for rural waste systems pursuant to sec-
18 tion 306(a)(14) of such Act; and not to exceed \$5,400,000
19 shall be for contracting with qualified national organiza-
20 tions for a circuit rider program to provide technical as-
21 sistance for rural water systems: *Provided further*, That
22 of the total amounts appropriated, not to exceed
23 \$20,048,000 shall be available through June 30, 1999, for
24 empowerment zones and enterprise communities, as au-
25 thorized by Public Law 103–66, of which \$1,200,000 shall

1 be for rural community programs described in section
2 381E(d)(1) of such Act; of which \$18,700,000 shall be
3 for the rural utilities programs described in section
4 381E(d)(2) of such Act; of which \$148,000 shall be for
5 the rural business and cooperative development programs
6 described in section 381E(d)(3) of such Act.

7 RURAL HOUSING SERVICE

8 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

9 (INCLUDING TRANSFERS OF FUNDS)

10 For gross obligations for the principal amount of di-
11 rect and guaranteed loans as authorized by title V of the
12 Housing Act of 1949, *as amended*, to be available from
13 funds in the rural housing insurance fund, as follows:
14 \$3,930,600,000 for loans to section 502 borrowers, as de-
15 termined by the Secretary, of which \$3,000,000,000 shall
16 be for unsubsidized guaranteed loans; \$25,001,000 for
17 section 504 housing repair loans; \$125,000,000 for section
18 538 guaranteed multi-family housing loans; \$20,000,000
19 for section 514 farm labor housing; \$100,000,000 for sec-
20 tion 515 rental housing; \$5,000,000 for section 524 site
21 loans; \$25,000,000 for credit sales of acquired property,
22 of which up to \$5,001,000 may be for multi-family credit
23 sales; and \$5,000,000 for section 523 self-help housing
24 land development 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: section
4 502 loans, \$112,700,000, of which \$2,700,000 shall be for
5 unsubsidized guaranteed loans; section 504 housing repair
6 loans, \$8,808,000; section 538 multi-family housing guar-
7 anteed loans, \$2,900,000; section 514 farm labor housing,
8 \$10,406,000; section 515 rental housing, \$48,250,000;
9 section 524 site loans, \$17,000; credit sales of acquired
10 property, \$3,492,000, of which up to \$2,416,000 may be
11 for multi-family credit sales; and section 523 self-help
12 housing land development loans, \$282,000.

13 In addition, for administrative expenses necessary to
14 carry out the direct and guaranteed loan programs,
15 \$354,785,000, which shall be transferred to and merged
16 with the appropriation for “Rural Housing Service—Sala-
17 ries and Expenses”.

18 RENTAL ASSISTANCE PROGRAM

19 For rental assistance agreements entered into or re-
20 newed pursuant to the authority under section 521(a)(2)
21 or agreements entered into in lieu of debt forgiveness or
22 payments for eligible households as authorized by section
23 502(c)(5)(D) of the Housing Act of 1949, as amended,
24 \$583,397,000; and in addition such sums as may be nec-
25 essary, as authorized by section 521(c) of the Act, to liq-

1 update debt incurred prior to fiscal year 1992 to carry out
2 the rental assistance program under section 521(a)(2) of
3 the Act: *Provided*, That of this amount not more than
4 \$5,900,000 shall be available for debt forgiveness or pay-
5 ments for eligible households as authorized by section
6 502(c)(5)(D) of the Act, and not to exceed \$10,000 per
7 project for advances to nonprofit organizations or public
8 agencies to cover direct costs (other than purchase price)
9 incurred in purchasing projects pursuant to section
10 502(c)(5)(C) of the Act: *Provided further*, That agree-
11 ments entered into or renewed during fiscal year 1999
12 shall be funded for a five-year period, although the life
13 of any such agreement may be extended to fully utilize
14 amounts obligated.

15 MUTUAL AND SELF-HELP HOUSING GRANTS

16 For grants and contracts pursuant to section
17 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
18 1490c), \$26,000,000, to remain available until expended
19 (7 U.S.C. 2209b).

20 RURAL HOUSING ASSISTANCE GRANTS

21 (INCLUDING TRANSFERS OF FUNDS)

22 For grants and contracts for housing for domestic
23 farm labor, very low-income housing repair, supervisory
24 and technical assistance, compensation for construction
25 defects, and rural housing preservation made by the Rural

1 Housing Service as authorized by 42 U.S.C. 1474,
 2 1479(c), 1486, 1490e, and 1490m, \$41,000,000, to re-
 3 main available until expended: *Provided*, That of the total
 4 amount appropriated, \$1,200,000 shall be for empower-
 5 ment zones and enterprise communities, as authorized by
 6 Public Law 103-66: *Provided further*, That if such funds
 7 are not obligated for empowerment zones and enterprise
 8 communities by June 30, 1999, they shall remain available
 9 for other authorized purposes under this head.

10 SALARIES AND EXPENSES

11 For necessary expenses of the Rural Housing Service,
 12 including administering the programs authorized by the
 13 Consolidated Farm and Rural Development Act, title V
 14 of the Housing Act of 1949, and cooperative agreements,
 15 \$57,958,000: *Provided*, That this appropriation shall be
 16 available for employment pursuant to the second sentence
 17 of section 706(a) of the Organic Act of 1944 (7 U.S.C.
 18 2225), and not to exceed \$520,000 may be used for em-
 19 ployment under 5 U.S.C. 3109.

20 RURAL BUSINESS—COOPERATIVE SERVICE

21 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For the cost of direct loans, \$17,622,000, as author-
 24 ized by the Rural Development Loan Fund (42 U.S.C.
 25 9812(a)): *Provided*, That such costs, including the cost of

1 modifying such loans, shall be as defined in section 502
2 of the Congressional Budget Act of 1974: *Provided fur-*
3 *ther*, That these funds are available to subsidize gross obli-
4 gations for the principal amount of direct loans of
5 \$35,000,000: *Provided further*, That through June 30,
6 1999, of the total amount appropriated, \$3,345,000 shall
7 be available for the cost of direct loans for empowerment
8 zones and enterprise communities, as authorized by title
9 XIII of the Omnibus Budget Reconciliation Act of 1993,
10 to subsidize gross obligations for the principal amount of
11 direct loans, \$7,246,000.

12 In addition, for administrative expenses to carry out
13 the direct loan programs, \$3,499,000 shall be transferred
14 to and merged with the appropriation for “Rural Busi-
15 ness-Cooperative Service—Salaries and Expenses”.

16 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

17 ACCOUNT

18 (INCLUDING TRANSFERS OF FUNDS)

19 For the principal amount of direct loans, as author-
20 ized under section 313 of the Rural Electrification Act,
21 for the purpose of promoting rural economic development
22 and job creation projects, \$15,000,000.

23 For the cost of direct loans, including the cost of
24 modifying loans as defined in section 502 of the Congres-
25 sional Budget Act of 1974, \$3,783,000.

1 Of the funds derived from interest on the cushion of
2 credit payments in fiscal year 1999, as authorized by sec-
3 tion 313 of the Rural Electrification Act of 1936,
4 \$3,783,000 shall not be obligated and \$3,783,000 are re-
5 scinded.

6 RURAL COOPERATIVE DEVELOPMENT GRANTS

7 For rural cooperative development grants authorized
8 under section 310B(e) of the Consolidated Farm and
9 Rural Development Act (7 U.S.C. 1932), \$3,300,000, of
10 which up to \$1,300,000 may be available for cooperative
11 agreements for the appropriate technology transfer for
12 rural areas program.

13 SALARIES AND EXPENSES

14 For necessary expenses of the Rural Business-Coop-
15 erative Service, including administering the programs au-
16 thorized by the Consolidated Farm and Rural Develop-
17 ment Act; section 1323 of the Food Security Act of 1985;
18 the Cooperative Marketing Act of 1926; for activities re-
19 lating to the marketing aspects of cooperatives, including
20 economic research findings, as authorized by the Agricul-
21 tural Marketing Act of 1946; for activities with institu-
22 tions concerning the development and operation of agricul-
23 tural cooperatives; and for cooperative agreements;
24 \$25,680,000: *Provided*, That this appropriation shall be
25 available for employment pursuant to the second sentence

1 of section 706(a) of the Organic Act of 1944 (7 U.S.C.
2 2225), and not to exceed \$260,000 may be used for em-
3 ployment under 5 U.S.C. 3109.

4 RURAL UTILITIES SERVICE

5 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

6 LOANS PROGRAM ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

8 Insured loans pursuant to the authority of section
9 305 of the Rural Electrification Act of 1936 (7 U.S.C.
10 935), shall be made as follows: 5 percent rural electrifica-
11 tion loans, \$71,500,000; 5 percent rural telecommuni-
12 cations loans, \$75,000,000; cost of money rural tele-
13 communications loans, \$300,000,000; municipal rate rural
14 electric loans, \$295,000,000; and loans made pursuant to
15 section 306 of that Act, rural electric, \$700,000,000 and
16 rural telecommunications, \$120,000,000, to remain avail-
17 able until expended.

18 For the cost, as defined in section 502 of the Con-
19 gressional Budget Act of 1974, including the cost of modi-
20 fying loans, of direct and guaranteed loans authorized by
21 the Rural Electrification Act of 1936 (7 U.S.C. 935 and
22 936), as follows: cost of direct loans, \$16,667,000; cost
23 of municipal rate loans, \$25,842,000; cost of money rural
24 telecommunications loans, \$810,000: *Provided*, That not-
25 withstanding section 305(d)(2) of the Rural Electrifica-

1 tion Act of 1936, borrower interest rates may exceed 7
2 percent per year.

3 In addition, for administrative expenses necessary to
4 carry out the direct and guaranteed loan programs,
5 \$29,982,000, which shall be transferred to and merged
6 with the appropriation for “Rural Utilities Service—Sala-
7 ries and Expenses”.

8 RURAL TELEPHONE BANK PROGRAM ACCOUNT
9 (INCLUDING TRANSFERS OF FUNDS)

10 The Rural Telephone Bank is hereby authorized to
11 make such expenditures, within the limits of funds avail-
12 able to such corporation in accord with law, and to make
13 such contracts and commitments without regard to fiscal
14 year limitations as provided by section 104 of the Govern-
15 ment Corporation Control Act, as may be necessary in car-
16 rying out its authorized programs for the current fiscal
17 year. During fiscal year 1999 and within the resources
18 and authority available, gross obligations for the principal
19 amount of direct loans shall be \$175,000,000.

20 For the cost, as defined in section 502 of the Con-
21 gressional Budget Act of 1974, including the cost of modi-
22 fying loans, of direct loans authorized by the Rural Elec-
23 trification Act of 1936 (7 U.S.C. 935), \$4,638,000.

24 In addition, for administrative expenses necessary to
25 carry out the loan programs, \$3,000,000, which shall be

1 transferred to and merged with the appropriation for
2 “Rural Utilities Service—Salaries and Expenses”.

3 DISTANCE LEARNING AND TELEMEDICINE PROGRAM

4 For the cost of direct loans and grants, as authorized
5 by 7 U.S.C. 950aaa et seq., \$10,180,000, to remain avail-
6 able until expended, to be available for loans and grants
7 for telemedicine and distance learning services in rural
8 areas: *Provided*, That the costs of direct loans shall be
9 as defined in section 502 of the Congressional Budget Act
10 of 1974.

11 SALARIES AND EXPENSES

12 For necessary expenses of the Rural Utilities Service,
13 including administering the programs authorized by the
14 Rural Electrification Act of 1936, and the Consolidated
15 Farm and Rural Development Act, and for cooperative
16 agreements, \$33,000,000: *Provided*, That this appropria-
17 tion shall be available for employment pursuant to the sec-
18 ond sentence of section 706(a) of the Organic Act of 1944
19 (7 U.S.C. 2225), and not to exceed \$105,000 may be used
20 for employment under 5 U.S.C. 3109.

1 TITLE IV
2 DOMESTIC FOOD PROGRAMS
3 FOOD AND NUTRITION SERVICE
4 CHILD NUTRITION PROGRAMS
5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses to carry out the National
7 School Lunch Act (42 U.S.C. 1751 et seq.), except section
8 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771
9 et seq.), except sections 17 and 21; \$9,218,647,000, to
10 remain available through September 30, 2000, of which
11 \$4,170,497,000 is hereby appropriated and
12 \$5,048,150,000 shall be derived by transfer from funds
13 available under section 32 of the Act of August 24, 1935
14 (7 U.S.C. 612c): *Provided*, That none of the funds made
15 available under this heading shall be used for studies and
16 evaluations: *Provided further*, That up to \$4,300,000 shall
17 be available for independent verification of school food
18 service claims.

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

21 For necessary expenses to carry out the special sup-
22 plemental nutrition program as authorized by section 17
23 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
24 \$3,924,000,000, to remain available through September
25 30, 2000: *Provided*, That none of the funds made available

1 under this heading shall be used for studies and evalua-
2 tions: *Provided further*, That up to \$12,000,000 may be
3 used to carry out the farmers' market nutrition program
4 from any funds not needed to maintain current caseload
5 levels: *Provided further*, That notwithstanding sections
6 17(g), (h), and (i) of such Act, the Secretary shall adjust
7 fiscal year 1999 State allocations to reflect food funds
8 available to the State from fiscal year 1998 under sections
9 17(i)(3)(A)(ii) and 17(i)(3)(D): *Provided further*, That the
10 Secretary shall allocate funds recovered from fiscal year
11 1998 first to States to maintain stability funding levels,
12 as defined by regulations promulgated under section
13 17(g), and then to give first priority for the allocation of
14 any remaining funds to States whose funding is less than
15 their fair share of funds, as defined by regulations promul-
16 gated under section 17(g) unless the Secretary has pub-
17 lished a revised funding formula regulation prior to the
18 allocation of fiscal year 1999 funds: *Provided further*, That
19 none of the funds in this Act shall be available to pay
20 administrative expenses of WIC clinics except those that
21 have an announced policy of prohibiting smoking within
22 the space used to carry out the program: *Provided further*,
23 That none of the funds provided in this account shall be
24 available for the purchase of infant formula except in ac-
25 cordance with the cost containment and competitive bid-

1 ding requirements specified in section 17 of the Child Nu-
2 trition Act of 1966: *Provided further*, That State agencies
3 required to procure infant formula using a competitive
4 bidding system may use funds appropriated by this Act
5 to purchase infant formula under a cost containment con-
6 tract entered into after September 30, 1996, only if the
7 contract was awarded to the bidder offering the lowest net
8 price, as defined by section 17(b)(20) of the Child Nutri-
9 tion Act of 1966, unless the State agency demonstrates
10 to the satisfaction of the Secretary that the weighted aver-
11 age retail price for different brands of infant formula in
12 the State does not vary by more than five percent.

13 FOOD STAMP PROGRAM

14 For necessary expenses to carry out the Food Stamp
15 Act (7 U.S.C. 2011 et seq.), \$22,591,806,000, of which
16 \$100,000,000 shall be placed in reserve for use only in
17 such amounts and at such times as may become necessary
18 to carry out program operations: *Provided*, That funds
19 provided herein shall be expended in accordance with sec-
20 tion 16 of the Food Stamp Act: *Provided further*, That
21 this appropriation shall be subject to any work registration
22 or workfare requirements as may be required by law: *Pro-*
23 *vided further*, That none of the funds made available under
24 this heading shall be used for studies and evaluations: *Pro-*
25 *vided further*, That funds made available for Employment

1 and Training under this head shall remain available until
2 expended, as authorized by section 16(h)(1) of the Food
3 Stamp Act, as amended.

4 COMMODITY ASSISTANCE PROGRAM

5 For necessary expenses to carry out the commodity
6 supplemental food program as authorized by section 4(a)
7 of the Agriculture and Consumer Protection Act of 1973
8 (7 U.S.C. 612c note) and, the Emergency Food Assistance
9 Act of 1983, \$131,000,000, to remain available through
10 September 30, 2000: *Provided*, That none of these funds
11 shall be available to reimburse the Commodity Credit Cor-
12 poration for commodities donated to the program.

13 FOOD DONATIONS PROGRAMS FOR SELECTED GROUPS

14 For necessary expenses to carry out section 4(a) of
15 the Agriculture and Consumer Protection Act of 1973 (7
16 U.S.C. 612c note), and section 311 of the Older Ameri-
17 cans Act of 1965 (42 U.S.C. 3030a), \$141,081,000, to
18 remain available through September 30, 2000.

19 FOOD PROGRAM ADMINISTRATION

20 For necessary administrative expenses of the Office
21 of the Under Secretary for Food, Nutrition and Consumer
22 Services and of the domestic food programs funded under
23 this Act, \$108,311,000, of which \$5,000,000 shall be
24 available only for simplifying procedures, reducing over-
25 head costs, tightening regulations, improving food stamp

1 coupon handling, and assistance in the prevention, identi-
2 fication, and prosecution of fraud and other violations of
3 law and of which \$2,000,000 shall be available for obliga-
4 tion only after promulgation of a final rule to curb vendor
5 related fraud: *Provided*, That this appropriation shall be
6 available for employment pursuant to the second sentence
7 of section 706(a) of the Organic Act of 1944 (7 U.S.C.
8 2225), and not to exceed \$150,000 shall be available for
9 employment under 5 U.S.C. 3109.

10 TITLE V
11 FOREIGN ASSISTANCE AND RELATED
12 PROGRAMS
13 FOREIGN AGRICULTURAL SERVICE AND GENERAL SALES
14 MANAGER
15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses of the Foreign Agricultural
17 Service, including carrying out title VI of the Agricultural
18 Act of 1954 (7 U.S.C. 1761–1768), market development
19 activities abroad, and for enabling the Secretary to coordi-
20 nate and integrate activities of the Department in connec-
21 tion with foreign agricultural work, including not to exceed
22 \$140,000 for representation allowances and for expenses
23 pursuant to section 8 of the Act approved August 3, 1956
24 (7 U.S.C. 1766), \$135,561,000, of which \$3,231,000 may
25 be transferred from the Export Loan Program account in

1 this Act, and \$1,035,000 may be transferred from the
2 Public Law 480 program account in this Act: *Provided*,
3 That the Service may utilize advances of funds, or reim-
4 burse this appropriation for expenditures made on behalf
5 of Federal agencies, public and private organizations and
6 institutions under agreements executed pursuant to the
7 agricultural food production assistance programs (7
8 U.S.C. 1736) and the foreign assistance programs of the
9 International Development Cooperation Administration
10 (22 U.S.C. 2392).

11 None of the funds in the foregoing paragraph shall
12 be available to promote the sale or export of tobacco or
13 tobacco products.

14 PUBLIC LAW 480 PROGRAM AND GRANT ACCOUNTS

15 (INCLUDING TRANSFERS OF FUNDS)

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 (7 U.S.C. 1691,
20 1701–1715, 1721–1726, 1727–1727f, and 1731–1736g),
21 as follows: (1) \$182,624,000 for Public Law 480 title I
22 credit, including Food for Progress programs; (2)
23 \$14,890,000 is hereby appropriated for ocean freight dif-
24 ferential costs for the shipment of agricultural commod-
25 ities pursuant to title I of said Act and the Food for

1 Progress Act of 1985; (3) \$837,000,000 is hereby appro-
2 priated for commodities supplied in connection with dis-
3 positions abroad pursuant to title II of said Act; and (4)
4 \$25,000,000 is hereby appropriated for commodities sup-
5 plied in connection with dispositions abroad pursuant to
6 title III of said Act: *Provided*, That not to exceed 15 per-
7 cent of the funds made available to carry out any title
8 of said Act may be used to carry out any other title of
9 said Act: *Provided further*, That such sums shall remain
10 available until expended (7 U.S.C. 2209b).

11 For the cost, as defined in section 502 of the Con-
12 gressional Budget Act of 1974, of direct credit agreements
13 as authorized by the Agricultural Trade Development and
14 Assistance Act of 1954, and the Food for Progress Act
15 of 1985, including the cost of modifying credit agreements
16 under said Act, \$158,499,000.

17 In addition, for administrative expenses to carry out
18 the Public Law 480 title I credit program, and the Food
19 for Progress Act of 1985, to the extent funds appropriated
20 for Public Law 480 are utilized, \$1,850,000.

21 COMMODITY CREDIT CORPORATION EXPORT LOANS

22 PROGRAM ACCOUNT

23 (INCLUDING TRANSFERS OF FUNDS)

24 For administrative expenses to carry out the Com-
25 modity Credit Corporation's export guarantee program,

1 GSM 102 and GSM 103, \$3,820,000; to cover common
2 overhead expenses as permitted by section 11 of the Com-
3 modity Credit Corporation Charter Act and in conformity
4 with the Federal Credit Reform Act of 1990, of which not
5 to exceed \$3,231,000 may be transferred to and merged
6 with the appropriation for the salaries and expenses of the
7 Foreign Agricultural Service, and of which not to exceed
8 \$589,000 may be transferred to and merged with the ap-
9 propriation for the salaries and expenses of the Farm
10 Service Agency.

11 EXPORT CREDIT

12 The Commodity Credit Corporation shall make avail-
13 able not less than \$5,500,000,000 in credit guarantees
14 under its export credit guarantee program extended to fi-
15 nance the export sales of United States agricultural com-
16 modities and the products thereof, as authorized by sec-
17 tion 202(a) and (b) of the Agricultural Trade Act of 1978
18 (7 U.S.C. 5641).

19 EMERGING MARKETS EXPORT CREDIT

20 The Commodity Credit Corporation shall make avail-
21 able not less than \$200,000,000 in credit guarantees
22 under its export guarantee program for credit expended
23 to finance the export sales of United States agricultural
24 commodities and the products thereof to emerging mar-
25 kets, as authorized by section 1542 of Public Law 101-
26 624 (7 U.S.C. 5622 note).

1 TITLE VI
2 RELATED AGENCIES AND FOOD AND DRUG
3 ADMINISTRATION
4 FOOD AND DRUG ADMINISTRATION
5 SALARIES AND EXPENSES

6 For necessary expenses of the Food and Drug Ad-
7 ministration, including hire and purchase of passenger
8 motor vehicles; for rental of special purpose space in the
9 District of Columbia or elsewhere; and for miscellaneous
10 and emergency expenses of enforcement activities, author-
11 ized and approved by the Secretary and to be accounted
12 for solely on the Secretary's certificate, not to exceed
13 \$25,000; \$1,003,772,000, of which not to exceed
14 \$132,273,000 in fees pursuant to section 736 of the Fed-
15 eral Food, Drug, and Cosmetic Act may be credited to
16 this appropriation and remain available until expended;
17 and of which \$500,000 shall be available for development
18 of the systems and regulations necessary to implement the
19 program under section 409(h) of such Act: *Provided*, That
20 fees derived from applications received during fiscal year
21 1999 shall be subject to the fiscal year 1999 limitation:
22 *Provided further*, That none of these funds shall be used
23 to develop, establish, or operate any program of user fees
24 authorized by 31 U.S.C. 9701.

1 In addition, fees pursuant to section 354 of the Pub-
2 lic Health Service Act may be credited to this account,
3 to remain available until expended.

4 In addition, fees pursuant to section 801 of the Fed-
5 eral Food, Drug, and Cosmetic Act may be credited to
6 this account, to remain available until expended.

7 BUILDINGS AND FACILITIES

8 For plans, construction, repair, improvement, exten-
9 sion, alteration, and purchase of fixed equipment or facili-
10 ties of or used by the Food and Drug Administration,
11 where not otherwise provided, \$11,350,000, to remain
12 available until expended (7 U.S.C. 2209b).

13 RENTAL PAYMENTS (FDA)

14 (INCLUDING TRANSFERS OF FUNDS)

15 For payment of space rental and related costs pursu-
16 ant to Public Law 92–313 for programs and activities of
17 the Food and Drug Administration which are included in
18 this Act, \$88,294,000, including not to exceed \$5,428,000
19 to be transferred to this appropriation from fees collected
20 pursuant to section 736 of the Federal Food, Drug, and
21 Cosmetic Act and credited to the Food and Drug Adminis-
22 tration Salaries and Expenses appropriation: *Provided*,
23 That in the event the Food and Drug Administration
24 should require modification of space needs, a share of the
25 salaries and expenses appropriation may be transferred to

1 this appropriation, or a share of this appropriation may
2 be transferred to the salaries and expenses appropriation,
3 but such transfers shall not exceed 5 percent of the funds
4 made available for rental payments (FDA) to or from this
5 account.

6 DEPARTMENT OF THE TREASURY

7 FINANCIAL MANAGEMENT SERVICE

8 PAYMENTS TO THE FARM CREDIT SYSTEM FINANCIAL
9 ASSISTANCE CORPORATION

10 For necessary payments to the Farm Credit System
11 Financial Assistance Corporation by the Secretary of the
12 Treasury, as authorized by section 6.28(c) of the Farm
13 Credit Act of 1971, for reimbursement of interest ex-
14 penses incurred by the Financial Assistance Corporation
15 on obligations issued through 1994, as authorized,
16 \$2,565,000.

17 INDEPENDENT AGENCIES

18 COMMODITY FUTURES TRADING COMMISSION

19 For necessary expenses to carry out the provisions
20 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
21 cluding the purchase and hire of passenger motor vehicles;
22 the rental of space (to include multiple year leases) in the
23 District of Columbia and elsewhere; and not to exceed
24 \$25,000 for employment under 5 U.S.C. 3109;
25 \$62,140,000, including not to exceed \$1,000 for official

1 reception and representation expenses: *Provided*, That the
2 Commission is authorized to charge reasonable fees to
3 attendees of Commission sponsored educational events and
4 symposia to cover the Commission's costs of providing
5 those events and symposia, and notwithstanding 31 U.S.C.
6 3302, said fees shall be credited to this account, to be
7 available without further appropriation.

8 FARM CREDIT ADMINISTRATION

9 LIMITATION OF ADMINISTRATIVE EXPENSES

10 Not to exceed \$35,800,000 (from assessments col-
11 lected from farm credit institutions and from the Federal
12 Agricultural Mortgage Corporation) shall be obligated
13 during the current fiscal year for administrative expenses
14 as authorized under 12 U.S.C. 2249: *Provided*, That this
15 limitation shall not apply to expenses associated with re-
16 ceiverships.

17 TITLE VII—GENERAL PROVISIONS

18 SEC. 701. Within the unit limit of cost fixed by law,
19 appropriations and authorizations made for the Depart-
20 ment of Agriculture for the fiscal year 1999 under this
21 Act shall be available for the purchase, in addition to those
22 specifically provided for, of not to exceed 440 passenger
23 motor vehicles, of which 437 shall be for replacement only,
24 and for the hire of such vehicles.

1 SEC. 702. Funds in this Act available to the Depart-
2 ment of Agriculture shall be available for uniforms or al-
3 lowances therefor as authorized by law (5 U.S.C. 5901–
4 5902).

5 SEC. 703. Not less than \$1,500,000 of the appropria-
6 tions of the Department of Agriculture in this Act for re-
7 search and service work authorized by the Acts of August
8 14, 1946, and July 28, 1954 (7 U.S.C. 427, 1621–1629),
9 and by chapter 63 of title 31, United States Code, shall
10 be available for contracting in accordance with said Acts
11 and chapter.

12 SEC. 704. The cumulative total of transfers to the
13 Working Capital Fund for the purpose of accumulating
14 growth capital for data services and National Finance
15 Center operations shall not exceed \$2,000,000: *Provided*,
16 That no funds in this Act appropriated to an agency of
17 the Department shall be transferred to the Working Cap-
18 ital Fund without the approval of the agency adminis-
19 trator.

20 SEC. 705. New obligational authority provided for the
21 following appropriation items in this Act shall remain
22 available until expended (7 U.S.C. 2209b): Animal and
23 Plant Health Inspection Service, the contingency fund to
24 meet emergency conditions, fruit fly program, and inte-
25 grated systems acquisition project; Farm Service Agency,

1 salaries and expenses funds made available to county com-
2 mittees; and Foreign Agricultural Service, middle-income
3 country training program.

4 New obligational authority for the boll weevil pro-
5 gram; up to 10 percent of the screwworm program of the
6 Animal and Plant Health Inspection Service; Food Safety
7 and Inspection Service, field automation and information
8 management project; funds appropriated for rental pay-
9 ments; funds for the Native American Institutions Endow-
10 ment Fund in the Cooperative State Research, Education,
11 and Extension Service; and funds for the competitive re-
12 search grants (7 U.S.C. 450i(b)), shall remain available
13 until expended.

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

17 SEC. 707. Not to exceed \$50,000 of the appropria-
18 tions available to the Department of Agriculture in this
19 Act shall be available to provide appropriate orientation
20 and language training pursuant to Public Law 94-449.

21 SEC. 708. No funds appropriated by this Act may be
22 used to pay negotiated indirect cost rates on cooperative
23 agreements or similar arrangements between the United
24 States Department of Agriculture and nonprofit institu-
25 tions in excess of 10 percent of the total direct cost of

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

8 SEC. 709. Notwithstanding any other provision of
9 this Act, commodities acquired by the Department in con-
10 nection with Commodity Credit Corporation and section
11 32 price support operations may be used, as authorized
12 by law (15 U.S.C. 714c and 7 U.S.C. 612c), to provide
13 commodities to individuals in cases of hardship as deter-
14 mined by the Secretary of Agriculture.

15 SEC. 710. None of the funds in this Act shall be avail-
16 able to reimburse the General Services Administration for
17 payment of space rental and related costs in excess of the
18 amounts specified in this Act; nor shall this or any other
19 provision of law require a reduction in the level of rental
20 space or services below that of fiscal year 1998 or prohibit
21 an expansion of rental space or services with the use of
22 funds otherwise appropriated in this Act. Further, no
23 agency of the Department of Agriculture, from funds oth-
24 erwise available, shall reimburse the General Services Ad-
25 ministration for payment of space rental and related costs

1 provided to such agency at a percentage rate which is
2 greater than is available in the case of funds appropriated
3 in this Act.

4 SEC. 711. None of the funds in this Act shall be avail-
5 able to restrict the authority of the Commodity Credit
6 Corporation to lease space for its own use or to lease space
7 on behalf of other agencies of the Department of Agri-
8 culture when such space will be jointly occupied.

9 SEC. 712. With the exception of grants awarded
10 under the Small Business Innovation Development Act of
11 1982, Public Law 97–219 (15 U.S.C. 638), none of the
12 funds in this Act shall be available to pay indirect costs
13 on research grants awarded competitively by the Coopera-
14 tive State Research, Education, and Extension Service
15 that exceed 14 percent of total Federal funds provided
16 under each award.

17 SEC. 713. Notwithstanding any other provisions of
18 this Act, all loan levels provided in this Act shall be consid-
19 ered estimates, not limitations.

20 SEC. 714. Appropriations to the Department of Agri-
21 culture for the cost of direct and guaranteed loans made
22 available in fiscal year 1999 shall remain available until
23 expended to cover obligations made in fiscal year 1999 for
24 the following accounts: the rural development loan fund
25 program account; the Rural Telephone Bank program ac-

1 count; the rural electrification and telecommunications
2 loans program account; and the rural economic develop-
3 ment loans program account.

4 SEC. 715. Such sums as may be necessary for fiscal
5 year 1999 pay raises for programs funded by this Act shall
6 be absorbed within the levels appropriated in this Act.

7 SEC. 716. Notwithstanding the Federal Grant and
8 Cooperative Agreement Act, marketing services of the Ag-
9 ricultural Marketing Service; Grain Inspection, Packers
10 and Stockyards Administration; and the Animal and Plant
11 Health Inspection Service may use cooperative agreements
12 to reflect a relationship between the Agricultural Market-
13 ing Service, the Grain Inspection, Packers and Stockyards
14 Administration or the Animal and Plant Health Inspection
15 Service and a State or Cooperator to carry out agricultural
16 marketing programs or to carry out programs to protect
17 the Nation's animal and plant resources.

18 SEC. 717. None of the funds in this Act may be used
19 to retire more than 5 percent of the Class A stock of the
20 Rural Telephone Bank or to maintain any account or sub-
21 account within the accounting records of the Rural Tele-
22 phone Bank the creation of which has not specifically been
23 authorized by statute: *Provided*, That notwithstanding any
24 other provision of law, none of the funds appropriated or
25 otherwise made available in this Act may be used to trans-

1 fer to the Treasury or to the Federal Financing Bank any
2 unobligated balance of the Rural Telephone Bank tele-
3 phone liquidating account which is in excess of current
4 requirements and such balance shall receive interest as set
5 forth for financial accounts in section 505(c) of the Fed-
6 eral Credit Reform Act of 1990.

7 SEC. 718. None of the funds made available in this
8 Act may be used to provide assistance to, or to pay the
9 salaries of personnel who carry out a market promotion/
10 market access program pursuant to section 203 of the Ag-
11 ricultural Trade Act of 1978 (7 U.S.C. 5623) that pro-
12 vides assistance to the United States Mink Export Devel-
13 opment Council or any mink industry trade association.

14 SEC. 719. Of the funds made available by this Act,
15 not more than \$1,400,000 shall be used to cover necessary
16 expenses of activities related to all advisory committees,
17 panels, commissions, and task forces of the Department
18 of Agriculture except for panels used to comply with nego-
19 tiated rule makings and panels used to evaluate competi-
20 tively awarded grants.

21 SEC. 720. None of the funds appropriated in this Act
22 may be used to carry out the provisions of section 918
23 of Public Law 104–127, the Federal Agriculture Improve-
24 ment and Reform Act.

1 SEC. 721. No employee of the Department of Agri-
2 culture may be detailed or assigned from an agency or
3 office funded by this Act to any other agency or office
4 of the Department for more than 30 days unless the indi-
5 vidual's employing agency or office is fully reimbursed by
6 the receiving agency or office for the salary and expenses
7 of the employee for the period of assignment.

8 SEC. 722. None of the funds appropriated or other-
9 wise made available to the Department of Agriculture
10 shall be used to transmit or otherwise make available to
11 any non-Department of Agriculture employee questions or
12 responses to questions that are a result of information re-
13 quested for the appropriations hearing process.

14 SEC. 723. (a) None of the funds provided by this Act,
15 or provided by previous Appropriations Acts to the agen-
16 cies funded by this Act that remain available for obligation
17 or expenditure in fiscal year 1999, or provided from any
18 accounts in the Treasury of the United States derived by
19 the collection of fees available to the agencies funded by
20 this Act, shall be available for obligation or expenditure
21 through a reprogramming of funds which: (1) creates new
22 programs; (2) eliminates a program, project, or activity;
23 (3) increases funds or personnel by any means for any
24 project or activity for which funds have been denied or
25 restricted; (4) relocates an office or employees; (5) reorga-

1 nizes offices, programs, or activities; or (6) contracts out
2 or privatizes any functions or activities presently per-
3 formed by Federal employees; unless the Appropriations
4 Committees of both Houses of Congress are notified fif-
5 teen days in advance 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 fiscal year 1999, or provided from any ac-
10 counts in the Treasury of the United States derived by
11 the collection of fees available to the agencies funded by
12 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 Appropriations Committees of both Houses of
23 Congress are notified fifteen days in advance of such re-
24 programming of funds.

1 SEC. 724. Funds made available to the Farm Service
2 Agency, the Natural Resources Conservation Service, and
3 the Rural Development agencies may be used to support
4 a staff office established to provide common support serv-
5 ices, including the common computer system for use by
6 such agencies.

7 SEC. 725. None of the funds appropriated or other-
8 wise made available by this Act shall be used to pay the
9 salaries and expenses of personnel to carry out the provi-
10 sions of section 793 of Public Law 104–127, the Federal
11 Agriculture Improvement and Reform Act of 1996, as
12 amended.

13 SEC. 726. None of the funds appropriated or other-
14 wise made available by this Act shall be used to pay the
15 salaries and expenses of personnel who carry out a wildlife
16 habitat incentives program authorized by section 387 of
17 Public Law 104–127.

18 SEC. 727. None of the funds appropriated or other-
19 wise made available by this Act shall be used to pay the
20 salaries and expenses of personnel who carry out an envi-
21 ronmental quality incentives program authorized by sec-
22 tions 334–341 of Public Law 104–127 in excess of
23 \$174,000,000.

24 SEC. 728. None of the funds appropriated or other-
25 wise made available by this Act shall be used to enroll

1 in excess of 130,000 acres in the fiscal year 1999 wetlands
2 reserve program as authorized by 16 U.S.C. 3837.

3 SEC. 729. None of the funds appropriated or other-
4 wise made available by this Act shall be used to pay the
5 salaries and expenses of personnel who carry out the emer-
6 gency food assistance program authorized by section 27(a)
7 of the Food Stamp Act if such program exceeds
8 \$90,000,000.

9 SEC. 730. None of the funds appropriated or other-
10 wise made available by this Act shall be used to pay the
11 salaries and expenses of personnel to carry out the provi-
12 sions of section 401 of the Agricultural Research, Exten-
13 sion, and Education Reform Act of 1998.

14 SEC. 731. Notwithstanding any other provision of
15 law, the City of Big Spring, Texas shall be eligible to par-
16 ticipate in rural housing programs administered by the
17 Rural Housing Service.

18 SEC. 732. Notwithstanding any other provision of
19 law, the Municipality of Carolina, Puerto Rico shall be eli-
20 gible for grants and loans administered by the Rural Utili-
21 ties Service.

22 SEC. 733. Notwithstanding section 381A of the Con-
23 solidated Farm and Rural Development Act (7 U.S.C.
24 2009), the definitions of rural areas for certain business
25 programs administered by the Rural Business-Cooperative

1 Service and the community facilities programs adminis-
2 tered by the Rural Housing Service shall be those provided
3 for in statute and regulations prior to the enactment of
4 Public Law 104–127.

5 SEC. 734. None of the funds appropriated or other-
6 wise made available by this Act shall be used to carry out
7 any commodity purchase program that would prohibit eli-
8 gibility or participation by farmer-owned cooperatives.

9 SEC. 735. Meaning of “Antibacterial”. Section
10 512(d)(4)(D)(iii) of the Federal Food, Drug, and Cos-
11 metic Act (21 U.S.C. 360b(d)(4)(D)(iii)) is amended by
12 inserting before the semicolon the following: “, except that
13 for purposes of this clause, antibacterial ingredient or ani-
14 mal drug does not include the ionophore or arsenical class-
15 es of animal drugs”.

16 SEC. 736. In issuing the final rule to implement the
17 amendments to Federal milk marketing orders required
18 by subsection (a) of section 143 of the Agricultural Market
19 Transition Act (7 U.S.C. 7253), none of the funds appro-
20 priated or otherwise made available to the Secretary by
21 this Act, any other Act, or any other source may be used
22 to issue the rule other than during the period of February
23 1, 1999, through April 4, 1999, and only if the actual
24 implementation of the amendments as part of Federal
25 milk marketing orders takes effect on October 1, 1999,

1 notwithstanding the penalties that would otherwise be im-
2 posed under subsection (c) of such section.

3 SEC. 737. Section 102(b)(2)(D) of the Arms Export
4 Control Act (22 U.S.C. 2799aa-1(b)(2)(D)) is amended—

5 (a) in clause (i) by striking “or” at the end;

6 (b) in clause (ii) by striking the period at the end
7 and inserting “, or”; and

8 (c) by inserting after clause (ii) the following:

9 “(iii) to any credit, credit guarantee,
10 or other financial assistance provided by
11 the Department of Agriculture for the pur-
12 chase or other provision of food or other
13 agricultural commodities.”.

14 (d) APPLICATION OF AMENDMENTS.—The amend-
15 ments made by this section shall apply to any credit, credit
16 guarantee, or other financial assistance provided by the
17 Department of Agriculture before, on, or after the date
18 of enactment of this Act through September 30, 1999.

19 (e) DESIGNATION AS EMERGENCY REQUIREMENT.—
20 Amounts made available by this section are designated by
21 the Congress as an emergency requirement pursuant to
22 section 251(b)(2)(A) of the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985, as amended: *Provided*,
24 That such amounts shall be available only to the extent
25 that an official budget request that includes designation

1 of the entire amount of the request as an emergency re-
2 quirement as defined in the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985, as amended, is trans-
4 mitted by the President to the Congress.

5 SEC. 738. Whenever the Secretary of Agriculture an-
6 nounces the basic formula price for milk for purposes of
7 Federal milk marketing orders issued under section 8c of
8 the Agricultural Adjustment Act (7 U.S.C. 608c), reen-
9 acted with amendments by the Agricultural Marketing
10 Agreement Act of 1937, the Secretary shall include in the
11 announcement an estimate, stated on a per hundredweight
12 basis, of the costs incurred by milk producers, including
13 transportation and marketing costs, to produce milk in the
14 different regions of the United States.

15 This Act may be cited as the “Agriculture, Rural De-
16 velopment, Food and Drug Administration, and Related
17 Agencies Appropriations Act, 1999”.

Union Calendar No. 330

105TH CONGRESS
2^D SESSION

H. R. 4101

[Report No. 105-588]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1999, and for other purposes.

JUNE 19, 1998

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