

In the Senate of the United States,

October 25, 2001.

Resolved, That the bill from the House of Representatives (H.R. 2330) entitled “An Act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2002, and for other purposes.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 *That the following sums are appropriated, out of any*
2 *money in the Treasury not otherwise appropriated, for Ag-*
3 *riculture, Rural Development, Food and Drug Administra-*
4 *tion, and Related Agencies programs for the fiscal year end-*
5 *ing September 30, 2002, and for other purposes, namely:*

1

TITLE I

2

AGRICULTURAL PROGRAMS

3

PRODUCTION, PROCESSING, AND MARKETING

4

OFFICE OF THE SECRETARY

5

For necessary expenses of the Office of the Secretary

6

of Agriculture, and not to exceed \$75,000 for employment

7

under 5 U.S.C. 3109, \$2,992,000: Provided, That not to ex-

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ceed \$11,000 of this amount shall be available for official

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reception and representation expenses, not otherwise pro-

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vided for, as determined by the Secretary: Provided further,

11

That none of the funds appropriated or otherwise made

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available by this Act may be used to pay the salaries and

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expenses of personnel of the Department of Agriculture to

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carry out section 793(c)(1)(C) of Public Law 104–127: Pro-

15

vided further, That none of the funds made available by

16

this Act may be used to enforce section 793(d) of Public

17

Law 104–127.

18

EXECUTIVE OPERATIONS

19

CHIEF ECONOMIST

20

For necessary expenses of the Chief Economist, includ-

21

ing economic analysis, risk assessment, cost-benefit anal-

22

ysis, energy and new uses, and the functions of the World

23

Agricultural Outlook Board, as authorized by the Agricul-

24

tural Marketing Act of 1946 (7 U.S.C. 1622g), and includ-

25

ing employment pursuant to the second sentence of section

1 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which
2 not to exceed \$5,000 is for employment under 5 U.S.C.
3 3109, \$7,648,000.

4 NATIONAL APPEALS DIVISION

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

10 OFFICE OF BUDGET AND PROGRAM ANALYSIS

11 For necessary expenses of the Office of Budget and Pro-
12 gram Analysis, including employment pursuant to the sec-
13 ond sentence of section 706(a) of the Organic Act of 1944
14 (7 U.S.C. 2225), of which not to exceed \$5,000 is for em-
15 ployment under 5 U.S.C. 3109, \$6,978,000.

16 OFFICE OF THE CHIEF INFORMATION OFFICER

17 For necessary expenses of the Office of the Chief Infor-
18 mation Officer, including employment pursuant to the sec-
19 ond sentence of section 706(a) of the Organic Act of 1944
20 (7 U.S.C. 2225), of which not to exceed \$10,000 is for em-
21 ployment under 5 U.S.C. 3109, \$10,261,000.

22 COMMON COMPUTING ENVIRONMENT

23 For necessary expenses to acquire a Common Com-
24 puting Environment for the Natural Resources Conserva-
25 tion Service, the Farm and Foreign Agricultural Service
26 and Rural Development mission areas for information tech-

1 *nology, systems, and services, \$59,369,000, to remain avail-*
2 *able until expended, for the capital asset acquisition of*
3 *shared information technology systems, including services*
4 *as authorized by 7 U.S.C. 6915–16 and 40 U.S.C. 1421–*
5 *28: Provided, That obligation of these funds shall be con-*
6 *sistent with the Department of Agriculture Service Center*
7 *Modernization Plan of the county-based agencies, and shall*
8 *be with the concurrence of the Department’s Chief Informa-*
9 *tion Officer.*

10 *OFFICE OF THE CHIEF FINANCIAL OFFICER*

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

18 *OFFICE OF THE ASSISTANT SECRETARY FOR*

19 *ADMINISTRATION*

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

1 *HAZARDOUS MATERIALS MANAGEMENT*

2 *(INCLUDING TRANSFERS OF FUNDS)*

3 *For necessary expenses of the Department of Agri-*
4 *culture, to comply with the Comprehensive Environmental*
5 *Response, Compensation, and Liability Act, 42 U.S.C. 9601*
6 *et seq., and the Resource Conservation and Recovery Act,*
7 *42 U.S.C. 6901 et seq., \$15,665,000, to remain available*
8 *until expended: Provided, That appropriations and funds*
9 *available herein to the Department for Hazardous Materials*
10 *Management may be transferred to any agency of the De-*
11 *partment for its use in meeting all requirements pursuant*
12 *to the above Acts on Federal and non-Federal lands.*

13 *DEPARTMENTAL ADMINISTRATION*

14 *(INCLUDING TRANSFERS OF FUNDS)*

15 *For Departmental Administration, \$37,079,000, to*
16 *provide for necessary expenses for management support*
17 *services to offices of the Department and for general admin-*
18 *istration and disaster management of the Department, re-*
19 *pairs and alterations, and other miscellaneous supplies and*
20 *expenses not otherwise provided for and necessary for the*
21 *practical and efficient work of the Department, including*
22 *employment pursuant to the second sentence of section*
23 *706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of which*
24 *not to exceed \$10,000 is for employment under 5 U.S.C.*
25 *3109: Provided, That this appropriation shall be reim-*

1 bursed from applicable appropriations in this Act for travel
2 expenses incident to the holding of hearings as required by
3 5 U.S.C. 551–558.

4 *OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS*

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

9 *OFFICE OF THE ASSISTANT SECRETARY FOR*

10 *CONGRESSIONAL RELATIONS*

11 *(INCLUDING TRANSFERS OF FUNDS)*

12 *For necessary salaries and expenses of the Office of the*
13 *Assistant Secretary for Congressional Relations to carry out*
14 *the programs funded by this Act, including programs in-*
15 *volving intergovernmental affairs and liaison within the ex-*
16 *ecutive branch, \$3,684,000: Provided, That these funds may*
17 *be transferred to agencies of the Department of Agriculture*
18 *funded by this Act to maintain personnel at the agency*
19 *level: Provided further, That no other funds appropriated*
20 *to the Department by this Act shall be available to the De-*
21 *partment for support of activities of congressional relations.*

22 *OFFICE OF COMMUNICATIONS*

23 *For necessary expenses to carry on services relating to*
24 *the coordination of programs involving public affairs, for*
25 *the dissemination of agricultural information, and the co-*
26 *ordination of information, work, and programs authorized*

1 *by Congress in the Department, \$8,894,000, including em-*
2 *ployment pursuant to the second sentence of section 706(a)*
3 *of the Organic Act of 1944 (7 U.S.C. 2225), of which not*
4 *to exceed \$10,000 shall be available for employment under*
5 *5 U.S.C. 3109, and not to exceed \$2,000,000 may be used*
6 *for farmers' bulletins.*

7 *OFFICE OF THE INSPECTOR GENERAL*

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

21 *OFFICE OF THE GENERAL COUNSEL*

22 *For necessary expenses of the Office of the General*
23 *Counsel, \$32,627,000.*

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

3 *For necessary salaries and expenses of the Office of the*
4 *Under Secretary for Research, Education and Economics*
5 *to administer the laws enacted by the Congress for the Eco-*
6 *nomics Research Service, the National Agricultural Statis-*
7 *tics Service, the Agricultural Research Service, and the Co-*
8 *operative State Research, Education, and Extension Serv-*
9 *ice, \$573,000.*

10 *ECONOMIC RESEARCH SERVICE*

11 *For necessary expenses of the Economic Research Serv-*
12 *ice in conducting economic research and analysis, as au-*
13 *thorized by the Agricultural Marketing Act of 1946 (7*
14 *U.S.C. 1621–1627) and other laws, \$67,200,000: Provided,*
15 *That this appropriation shall be available for employment*
16 *pursuant to the second sentence of section 706(a) of the Or-*
17 *ganic Act of 1944 (7 U.S.C. 2225).*

18 *NATIONAL AGRICULTURAL STATISTICS SERVICE*

19 *For necessary expenses of the National Agricultural*
20 *Statistics Service in conducting statistical reporting and*
21 *service work, including crop and livestock estimates, statis-*
22 *tical coordination and improvements, marketing surveys,*
23 *and the Census of Agriculture, as authorized by 7 U.S.C.*
24 *1621–1627, Public Law 105–113, and other laws,*
25 *\$113,786,000, of which up to \$25,350,000 shall be available*

1 *until expended for the Census of Agriculture: Provided,*
2 *That this appropriation shall be available for employment*
3 *pursuant to the second sentence of section 706(a) of the Or-*
4 *ganic Act of 1944 (7 U.S.C. 2225), and not to exceed*
5 *\$40,000 shall be available for employment under 5 U.S.C.*
6 *3109.*

7 *AGRICULTURAL RESEARCH SERVICE*

8 *SALARIES AND EXPENSES*

9 *For necessary expenses to enable the Agricultural Re-*
10 *search Service to perform agricultural research and dem-*
11 *onstration relating to production, utilization, marketing,*
12 *and distribution (not otherwise provided for); home econom-*
13 *ics or nutrition and consumer use including the acquisition,*
14 *preservation, and dissemination of agricultural informa-*
15 *tion; and for acquisition of lands by donation, exchange,*
16 *or purchase at a nominal cost not to exceed \$100, and for*
17 *land exchanges where the lands exchanged shall be of equal*
18 *value or shall be equalized by a payment of money to the*
19 *grantor which shall not exceed 25 percent of the total value*
20 *of the land or interests transferred out of Federal ownership,*
21 *\$999,438,000: Provided, That appropriations hereunder*
22 *shall be available for temporary employment pursuant to*
23 *the second sentence of section 706(a) of the Organic Act of*
24 *1944 (7 U.S.C. 2225), and not to exceed \$115,000 shall be*
25 *available for employment under 5 U.S.C. 3109: Provided*

1 *further, That appropriations hereunder shall be available*
2 *for the operation and maintenance of aircraft and the pur-*
3 *chase of not to exceed one for replacement only: Provided*
4 *further, That appropriations hereunder shall be available*
5 *pursuant to 7 U.S.C. 2250 for the construction, alteration,*
6 *and repair of buildings and improvements, but unless other-*
7 *wise provided, the cost of constructing any one building*
8 *shall not exceed \$375,000, except for headhouses or green-*
9 *houses which shall each be limited to \$1,200,000, and except*
10 *for 10 buildings to be constructed or improved at a cost*
11 *not to exceed \$750,000 each, and the cost of altering any*
12 *one building during the fiscal year shall not exceed 10 per-*
13 *cent of the current replacement value of the building or*
14 *\$375,000, whichever is greater: Provided further, That the*
15 *limitations on alterations contained in this Act shall not*
16 *apply to modernization or replacement of existing facilities*
17 *at Beltsville, Maryland: Provided further, That appropria-*
18 *tions hereunder shall be available for granting easements*
19 *at the Beltsville Agricultural Research Center, including an*
20 *easement to the University of Maryland to construct the*
21 *Transgenic Animal Facility which upon completion shall*
22 *be accepted by the Secretary as a gift: Provided further,*
23 *That the foregoing limitations shall not apply to replace-*
24 *ment of buildings needed to carry out the Act of April 24,*
25 *1948 (21 U.S.C. 113a): Provided further, That funds may*

1 *be received from any State, other political subdivision, or-*
2 *ganization, or individual for the purpose of establishing or*
3 *operating any research facility or research project of the*
4 *Agricultural Research Service, as authorized by law.*

5 *None of the funds in the foregoing paragraph shall be*
6 *available to carry out research related to the production,*
7 *processing or marketing of tobacco or tobacco products.*

8 *In fiscal year 2002, the agency is authorized to charge*
9 *fees, commensurate with the fair market value, for any per-*
10 *mit, easement, lease, or other special use authorization for*
11 *the occupancy or use of land and facilities (including land*
12 *and facilities at the Beltsville Agricultural Research Center)*
13 *issued by the agency, as authorized by law, and such fees*
14 *shall be credited to this account, and shall remain available*
15 *until expended for authorized purposes.*

16 *BUILDINGS AND FACILITIES*

17 *For acquisition of land, construction, repair, improve-*
18 *ment, extension, alteration, and purchase of fixed equip-*
19 *ment or facilities as necessary to carry out the agricultural*
20 *research programs of the Department of Agriculture, where*
21 *not otherwise provided, \$99,625,000, to remain available*
22 *until expended (7 U.S.C. 2209b): Provided, That funds may*
23 *be received from any State, other political subdivision, or-*
24 *ganization, or individual for the purpose of establishing*
25 *any research facility of the Agricultural Research Service,*
26 *as authorized by law.*

1 *animal health and disease programs (7 U.S.C. 3195),*
2 *\$5,098,000; for supplemental and alternative crops and*
3 *products (7 U.S.C. 3319d), \$898,000; for grants for research*
4 *pursuant to the Critical Agricultural Materials Act of 1984*
5 *(7 U.S.C. 178) and section 1472 of the Food and Agri-*
6 *culture Act of 1977 (7 U.S.C. 3318), \$800,000, to remain*
7 *available until expended; for the 1994 research program (7*
8 *U.S.C. 301 note), \$998,000, to remain available until ex-*
9 *pended; for higher education graduate fellowship grants (7*
10 *U.S.C. 3152(b)(6)), \$2,993,000, to remain available until*
11 *expended (7 U.S.C. 2209b); for higher education challenge*
12 *grants (7 U.S.C. 3152(b)(1)), \$4,340,000; for a higher edu-*
13 *cation multicultural scholars program (7 U.S.C.*
14 *3152(b)(5)), \$998,000, to remain available until expended*
15 *(7 U.S.C. 2209b); for an education grants program for His-*
16 *panic-serving Institutions (7 U.S.C. 3241), \$3,492,000; for*
17 *noncompetitive grants for the purpose of carrying out all*
18 *provisions of 7 U.S.C. 3242 (Section 759 of Public Law*
19 *106–78) to individual eligible institutions or consortia of*
20 *eligible institutions in Alaska and in Hawaii, with funds*
21 *awarded equally to each of the States of Alaska and Ha-*
22 *waii, \$3,000,000; for a secondary agriculture education*
23 *program and 2-year post-secondary education (7 U.S.C.*
24 *3152(h)), \$1,000,000; for aquaculture grants (7 U.S.C.*
25 *3322), \$4,000,000; for sustainable agriculture research and*

1 *education (7 U.S.C. 5811), \$13,000,000; for a program of*
2 *capacity building grants (7 U.S.C. 3152(b)(4)) to colleges*
3 *eligible to receive funds under the Act of August 30, 1890*
4 *(7 U.S.C. 321–326 and 328), including Tuskegee Univer-*
5 *sity, \$9,479,000, to remain available until expended (7*
6 *U.S.C. 2209b); for payments to the 1994 Institutions pursu-*
7 *ant to section 534(a)(1) of Public Law 103–382,*
8 *\$1,549,000; and for necessary expenses of Research and*
9 *Education Activities, of which not to exceed \$100,000 shall*
10 *be for employment under 5 U.S.C. 3109, \$20,568,000.*

11 *None of the funds in the foregoing paragraph shall be*
12 *available to carry out research related to the production,*
13 *processing or marketing of tobacco or tobacco products: Pro-*
14 *vided, That this paragraph shall not apply to research on*
15 *the medical, biotechnological, food, and industrial uses of*
16 *tobacco.*

17 *NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND*

18 *For the Native American Institutions Endowment*
19 *Fund authorized by Public Law 103–382 (7 U.S.C. 301*
20 *note), \$7,100,000.*

21 *EXTENSION ACTIVITIES*

22 *For payments to States, the District of Columbia,*
23 *Puerto Rico, Guam, the Virgin Islands, Micronesia, North-*
24 *ern Marianas, and American Samoa, \$433,546,000, as fol-*
25 *lows: payments for cooperative extension work under the*
26 *Smith-Lever Act, to be distributed under sections 3(b) and*

1 *3(c) of said Act, and under section 208(c) of Public Law*
2 *93–471, for retirement and employees’ compensation costs*
3 *for extension agents and for costs of penalty mail for cooper-*
4 *ative extension agents and State extension directors,*
5 *\$275,940,000, of which \$3,600,000 may be used to carry*
6 *out Public Law 107–19; payments for extension work at*
7 *the 1994 Institutions under the Smith-Lever Act (7 U.S.C.*
8 *343(b)(3)), \$3,273,000; payments for the nutrition and*
9 *family education program for low-income areas under sec-*
10 *tion 3(d) of the Act, \$58,566,000; payments for the pest*
11 *management program under section 3(d) of the Act,*
12 *\$10,759,000; payments for the farm safety program under*
13 *section 3(d) of the Act, \$4,700,000; payments to upgrade*
14 *research, extension, and teaching facilities at the 1890 land-*
15 *grant colleges, including Tuskegee University, as authorized*
16 *by section 1447 of Public Law 95–113 (7 U.S.C. 3222b),*
17 *\$13,500,000, to remain available until expended; payments*
18 *for the rural development centers under section 3(d) of the*
19 *Act, \$1,000,000; payments for youth-at-risk programs*
20 *under section 3(d) of the Act, \$8,481,000; for youth farm*
21 *safety education and certification extension grants, to be*
22 *awarded competitively under section 3(d) of the Act,*
23 *\$499,000; payments for carrying out the provisions of the*
24 *Renewable Resources Extension Act of 1978, \$5,000,000;*
25 *payments for Indian reservation agents under section 3(d)*

1 *of the Act, \$1,996,000; payments for sustainable agriculture*
2 *programs under section 3(d) of the Act, \$4,500,000; pay-*
3 *ments for rural health and safety education as authorized*
4 *by section 2390 of Public Law 101–624 (7 U.S.C. 2661*
5 *note, 2662), \$2,622,000; payments for cooperative extension*
6 *work by the colleges receiving the benefits of the second Mor-*
7 *rill Act (7 U.S.C. 321–326 and 328) and Tuskegee Univer-*
8 *sity, \$31,181,000, of which \$1,724,884 shall be made avail-*
9 *able only for the purpose of ensuring that each institution*
10 *shall receive no less than \$1,000,000; and for Federal ad-*
11 *ministration and coordination including administration of*
12 *the Smith-Lever Act, and the Act of September 29, 1977*
13 *(7 U.S.C. 341–349), and section 1361(c) of the Act of Octo-*
14 *ber 3, 1980 (7 U.S.C. 301 note), and to coordinate and pro-*
15 *vide program leadership for the extension work of the De-*
16 *partment and the several States and insular possessions,*
17 *\$11,529,000: Provided, That funds hereby appropriated*
18 *pursuant to section 3(c) of the Act of June 26, 1953, and*
19 *section 506 of the Act of June 23, 1972, shall not be paid*
20 *to any State, the District of Columbia, Puerto Rico, Guam,*
21 *or the Virgin Islands, Micronesia, Northern Marianas, and*
22 *American Samoa prior to availability of an equal sum from*
23 *non-Federal sources for expenditure during the current fis-*
24 *cal year.*

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

4 *For expenses, not otherwise provided for, including*
5 *those pursuant to the Act of February 28, 1947 (21 U.S.C.*
6 *114b–c), necessary to prevent, control, and eradicate pests*
7 *and plant and animal diseases; to carry out inspection,*
8 *quarantine, and regulatory activities; to discharge the au-*
9 *thorities of the Secretary of Agriculture under the Acts of*
10 *March 2, 1931 (46 Stat. 1468) and December 22, 1987 (101*
11 *Stat. 1329–1331) (7 U.S.C. 426–426c); and to protect the*
12 *environment, as authorized by law, \$602,754,000, of which*
13 *\$4,096,000 shall be available for the control of outbreaks*
14 *of insects, plant diseases, animal diseases and for control*
15 *of pest animals and birds to the extent necessary to meet*
16 *emergency conditions; of which \$79,157,000 shall be used*
17 *for the boll weevil eradication program for cost share pur-*
18 *poses or for debt retirement for active eradication zones:*
19 *Provided, That no funds shall be used to formulate or ad-*
20 *minister a brucellosis eradication program for the current*
21 *fiscal year that does not require minimum matching by the*
22 *States of at least 40 percent: Provided further, That this*
23 *appropriation shall be available for field employment pur-*
24 *suant to the second sentence of section 706(a) of the Organic*
25 *Act of 1944 (7 U.S.C. 2225), and not to exceed \$40,000 shall*
26 *be available for employment under 5 U.S.C. 3109: Provided*

1 further, That this appropriation shall be available for the
2 operation and maintenance of aircraft and the purchase of
3 not to exceed four, of which two shall be for replacement
4 only: Provided further, That, in addition, in emergencies
5 which threaten any segment of the agricultural production
6 industry of this country, the Secretary may transfer from
7 other appropriations or funds available to the agencies or
8 corporations of the Department such sums as may be
9 deemed necessary, to be available only in such emergencies
10 for the arrest and eradication of contagious or infectious
11 disease or pests of animals, poultry, or plants, and for ex-
12 penses in accordance with the Act of February 28, 1947,
13 and section 102 of the Act of September 21, 1944, and any
14 unexpended balances of funds transferred for such emer-
15 gency purposes in the preceding fiscal year shall be merged
16 with such transferred amounts: Provided further, That ap-
17 propriations hereunder shall be available pursuant to law
18 (7 U.S.C. 2250) for the repair and alteration of leased
19 buildings and improvements, but unless otherwise provided
20 the cost of altering any one building during the fiscal year
21 shall not exceed 10 percent of the current replacement value
22 of the building.

23 In fiscal year 2002, the agency is authorized to collect
24 fees to cover the total costs of providing technical assistance,
25 goods, or services requested by States, other political sub-

1 *divisions, domestic and international organizations, foreign*
2 *governments, or individuals, provided that such fees are*
3 *structured such that any entity's liability for such fees is*
4 *reasonably based on the technical assistance, goods, or serv-*
5 *ices provided to the entity by the agency, and such fees shall*
6 *be credited to this account, to remain available until ex-*
7 *pended, without further appropriation, for providing such*
8 *assistance, goods, or services.*

9 *Of the total amount available under this heading in*
10 *fiscal year 2002, \$84,813,000 shall be derived from user fees*
11 *deposited in the Agricultural Quarantine Inspection User*
12 *Fee Account.*

13 *BUILDINGS AND FACILITIES*

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

20 *AGRICULTURAL MARKETING SERVICE*

21 *MARKETING SERVICES*

22 *For necessary expenses to carry out services related to*
23 *consumer protection, agricultural marketing and distribu-*
24 *tion, transportation, and regulatory programs, as author-*
25 *ized by law, and for administration and coordination of*
26 *payments to States, including field employment pursuant*

1 *to the second sentence of section 706(a) of the Organic Act*
 2 *of 1944 (7 U.S.C. 2225) and not to exceed \$90,000 for em-*
 3 *ployment under 5 U.S.C. 3109, \$71,430,000, including*
 4 *funds for the wholesale market development program for the*
 5 *design and development of wholesale and farmer market fa-*
 6 *cilities for the major metropolitan areas of the country: Pro-*
 7 *vided, That this appropriation shall be available pursuant*
 8 *to law (7 U.S.C. 2250) for the alteration and repair of*
 9 *buildings and improvements, but the cost of altering any*
 10 *one building during the fiscal year shall not exceed 10 per-*
 11 *cent of the current replacement value of the building.*

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

15 *LIMITATION ON ADMINISTRATIVE EXPENSES*

16 *Not to exceed \$60,596,000 (from fees collected) shall be*
 17 *obligated during the current fiscal year for administrative*
 18 *expenses: Provided, That if crop size is understated and/*
 19 *or other uncontrollable events occur, the agency may exceed*
 20 *this limitation by up to 10 percent with notification to the*
 21 *Committees on Appropriations of both Houses of Congress.*

22 *FUNDS FOR STRENGTHENING MARKETS, INCOME, AND*

23 *SUPPLY (SECTION 32)*

24 *(INCLUDING TRANSFERS OF FUNDS)*

25 *Funds available under section 32 of the Act of August*
 26 *24, 1935 (7 U.S.C. 612c), shall be used only for commodity*

1 *program expenses as authorized therein, and other related*
2 *operating expenses, except for: (1) transfers to the Depart-*
3 *ment of Commerce as authorized by the Fish and Wildlife*
4 *Act of August 8, 1956; (2) transfers otherwise provided in*
5 *this Act; and (3) not more than \$13,874,000 for formulation*
6 *and administration of marketing agreements and orders*
7 *pursuant to the Agricultural Marketing Agreement Act of*
8 *1937 and the Agricultural Act of 1961.*

9 *PAYMENTS TO STATES AND POSSESSIONS*

10 *For payments to departments of agriculture, bureaus*
11 *and departments of markets, and similar agencies for mar-*
12 *keting activities under section 204(b) of the Agricultural*
13 *Marketing Act of 1946 (7 U.S.C. 1623(b)), \$1,347,000.*

14 *GRAIN INSPECTION, PACKERS AND STOCKYARDS*

15 *ADMINISTRATION*

16 *SALARIES AND EXPENSES*

17 *For necessary expenses to carry out the provisions of*
18 *the United States Grain Standards Act, for the administra-*
19 *tion of the Packers and Stockyards Act, for certifying proce-*
20 *dures used to protect purchasers of farm products, and the*
21 *standardization activities related to grain under the Agri-*
22 *cultural Marketing Act of 1946, including field employment*
23 *pursuant to the second sentence of section 706(a) of the Or-*
24 *ganic Act of 1944 (7 U.S.C. 2225), and not to exceed*
25 *\$25,000 for employment under 5 U.S.C. 3109, \$34,000,000:*
26 *Provided, That this appropriation shall be available pursu-*

1 *ant to law (7 U.S.C. 2250) for the alteration and repair*
2 *of buildings and improvements, but the cost of altering any*
3 *one building during the fiscal year shall not exceed 10 per-*
4 *cent of the current replacement value of the building.*

5 *LIMITATION ON INSPECTION AND WEIGHING SERVICES*

6 *EXPENSES*

7 *Not to exceed \$42,463,000 (from fees collected) shall be*
8 *obligated during the current fiscal year for inspection and*
9 *weighing services: Provided, That if grain export activities*
10 *require additional supervision and oversight, or other un-*
11 *controllable factors occur, this limitation may be exceeded*
12 *by up to 10 percent with notification to the Committees*
13 *on Appropriations of both Houses of Congress.*

14 *OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY*

15 *For necessary salaries and expenses of the Office of the*
16 *Under Secretary for Food Safety to administer the laws en-*
17 *acted by the Congress for the Food Safety and Inspection*
18 *Service, \$476,000.*

19 *FOOD SAFETY AND INSPECTION SERVICE*

20 *For necessary expenses to carry out services authorized*
21 *by the Federal Meat Inspection Act, the Poultry Products*
22 *Inspection Act, and the Egg Products Inspection Act, in-*
23 *cluding not to exceed \$50,000 for representation allowances*
24 *and for expenses pursuant to section 8 of the Act approved*
25 *August 3, 1956 (7 U.S.C. 1766), \$715,747,000, of which no*
26 *less than \$608,730,000 shall be available for Federal food*

1 *inspection; and in addition, \$1,000,000 may be credited to*
2 *this account from fees collected for the cost of laboratory*
3 *accreditation as authorized by section 1017 of Public Law*
4 *102–237: Provided, That this appropriation shall be avail-*
5 *able for field employment pursuant to the second sentence*
6 *of section 706(a) of the Organic Act of 1944 (7 U.S.C.*
7 *2225), and not to exceed \$75,000 shall be available for em-*
8 *ployment under 5 U.S.C. 3109: Provided further, That this*
9 *appropriation shall be available pursuant to law (7 U.S.C.*
10 *2250) for the alteration and repair of buildings and im-*
11 *provements, but the cost of altering any one building during*
12 *the fiscal year shall not exceed 10 percent of the current*
13 *replacement value of the building.*

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

16 *For necessary salaries and expenses of the Office of the*
17 *Under Secretary for Farm and Foreign Agricultural Serv-*
18 *ices to administer the laws enacted by Congress for the*
19 *Farm Service Agency, the Foreign Agricultural Service, the*
20 *Risk Management Agency, and the Commodity Credit Cor-*
21 *poration, \$606,000.*

22 *FARM SERVICE AGENCY*
23 *SALARIES AND EXPENSES*

24 *(INCLUDING TRANSFERS OF FUNDS)*

25 *For necessary expenses for carrying out the adminis-*
26 *tration and implementation of programs administered by*

1 *the Farm Service Agency, \$939,030,000: Provided, That the*
2 *Secretary is authorized to use the services, facilities, and*
3 *authorities (but not the funds) of the Commodity Credit*
4 *Corporation to make program payments for all programs*
5 *administered by the Agency: Provided further, That other*
6 *funds made available to the Agency for authorized activities*
7 *may be advanced to and merged with this account: Provided*
8 *further, That these funds shall be available for employment*
9 *pursuant to the second sentence of section 706(a) of the Or-*
10 *ganic Act of 1944 (7 U.S.C. 2225), and not to exceed*
11 *\$1,000,000 shall be available for employment under 5*
12 *U.S.C. 3109.*

13 *STATE MEDIATION GRANTS*

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

16 *DAIRY INDEMNITY PROGRAM*

17 *(INCLUDING TRANSFER OF FUNDS)*

18 *For necessary expenses involved in making indemnity*
19 *payments to dairy farmers for milk or cows producing such*
20 *milk and manufacturers of dairy products who have been*
21 *directed to remove their milk or dairy products from com-*
22 *mercial markets because it contained residues of chemicals*
23 *registered and approved for use by the Federal Government,*
24 *and in making indemnity payments for milk, or cows pro-*
25 *ducing such milk, at a fair market value to any dairy farm-*
26 *er who is directed to remove his milk from commercial mar-*

1 *kets because of: (1) the presence of products of nuclear radi-*
2 *ation or fallout if such contamination is not due to the fault*
3 *of the farmer; or (2) residues of chemicals or toxic sub-*
4 *stances not included under the first sentence of the Act of*
5 *August 13, 1968 (7 U.S.C. 450j), if such chemicals or toxic*
6 *substances were not used in a manner contrary to applica-*
7 *ble regulations or labeling instructions provided at the time*
8 *of use and the contamination is not due to the fault of the*
9 *farmer, \$100,000, to remain available until expended (7*
10 *U.S.C. 2209b): Provided, That none of the funds contained*
11 *in this Act shall be used to make indemnity payments to*
12 *any farmer whose milk was removed from commercial mar-*
13 *kets as a result of the farmer's willful failure to follow proce-*
14 *dures prescribed by the Federal Government: Provided fur-*
15 *ther, That this amount shall be transferred to the Com-*
16 *modity Credit Corporation: Provided further, That the Sec-*
17 *retary is authorized to utilize the services, facilities, and*
18 *authorities of the Commodity Credit Corporation for the*
19 *purpose of making dairy 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. 1928-*
25 *1929, to be available from funds in the Agricultural Credit*
26 *Insurance Fund, as follows: farm ownership loans,*

1 \$1,146,996,000, of which \$1,000,000,000 shall be for guar-
2 anteed loans; operating loans, \$2,616,729,000, of which
3 \$1,500,000,000 shall be for unsubsidized guaranteed loans
4 and \$505,531,000 shall be for subsidized guaranteed loans;
5 Indian tribe land acquisition loans as authorized by 25
6 U.S.C. 488, \$2,000,000; for emergency insured loans,
7 \$25,000,000 to meet the needs resulting from natural disas-
8 ters; and for boll weevil eradication program loans as au-
9 thorized by 7 U.S.C. 1989, \$100,000,000.

10 For the cost of direct and guaranteed loans, including
11 the cost of modifying loans as defined in section 502 of the
12 Congressional Budget Act of 1974, as follows: farm owner-
13 ship loans, \$8,366,000, of which \$4,500,000 shall be for
14 guaranteed loans; operating loans, \$175,780,000, of which
15 \$52,650,000 shall be for unsubsidized guaranteed loans and
16 \$68,550,000 shall be for subsidized guaranteed loans; In-
17 dian tribe land acquisition loans as authorized by 25
18 U.S.C. 488, \$118,400; and for emergency insured loans,
19 \$3,362,500 to meet the needs resulting from natural disas-
20 ters.

21 In addition, for administrative expenses necessary to
22 carry out the direct and guaranteed loan programs,
23 \$280,595,000, of which \$272,595,000 shall be transferred to
24 and merged with the appropriation for “Farm Service
25 Agency, Salaries and Expenses”.

1 *FEDERAL CROP INSURANCE CORPORATION FUND*

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

5 *COMMODITY CREDIT CORPORATION FUND*

6 *REIMBURSEMENT FOR NET REALIZED LOSSES*

7 *For fiscal year 2002, such sums as may be necessary*
8 *to reimburse the Commodity Credit Corporation for net re-*
9 *alized losses sustained, but not previously reimbursed, pur-*
10 *suant to section 2 of the Act of August 17, 1961 (15 U.S.C.*
11 *713a-11).*

12 *OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE*

13 *MANAGEMENT*

14 *(LIMITATION ON EXPENSES)*

15 *For fiscal year 2002, the Commodity Credit Corpora-*
16 *tion shall not expend more than \$5,000,000 for site inves-*
17 *tigation and cleanup expenses, and operations and mainte-*
18 *nance expenses to comply with the requirement of section*
19 *107(g) of the Comprehensive Environmental Response,*
20 *Compensation, and Liability Act, 42 U.S.C. 9607(g), and*
21 *section 6001 of the Resource Conservation and Recovery*
22 *Act, 42 U.S.C. 6961.*

1 of permanent and temporary buildings; and operation and
2 maintenance of aircraft, \$807,454,000, to remain available
3 until expended (7 U.S.C. 2209b), of which not less than
4 \$8,515,000 is for snow survey and water forecasting, and
5 not less than \$9,849,000 is for operation and establishment
6 of the plant materials centers: Provided, That appropria-
7 tions hereunder shall be available pursuant to 7 U.S.C.
8 2250 for construction and improvement of buildings and
9 public improvements at plant materials centers, except that
10 the cost of alterations and improvements to other buildings
11 and other public improvements shall not exceed \$250,000:
12 Provided further, That when buildings or other structures
13 are erected on non-Federal land, that the right to use such
14 land is obtained as provided in 7 U.S.C. 2250a: Provided
15 further, That this appropriation shall be available for tech-
16 nical assistance and related expenses to carry out programs
17 authorized by section 202(c) of title II of the Colorado River
18 Basin Salinity Control Act of 1974 (43 U.S.C. 1592(c)):
19 Provided further, That this appropriation shall be available
20 for 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 shall be available for employment
23 under 5 U.S.C. 3109: Provided further, That qualified local
24 engineers may be temporarily employed at per diem rates
25 to perform the technical planning work of the Service (16

1 *U.S.C. 590e-2): Provided further, That \$5,000,000 shall be*
2 *available to carry out a pilot program in cooperation with*
3 *the Fish and Wildlife Service of the Department of the Inte-*
4 *rior to determine migratory bird harvest, including popu-*
5 *lation monitoring, harvest information, and field oper-*
6 *ations.*

7 *WATERSHED SURVEYS AND PLANNING*

8 *For necessary expenses to conduct research, investiga-*
9 *tion, and surveys of watersheds of rivers and other water-*
10 *ways, and for small watershed investigations and planning,*
11 *in accordance with the Watershed Protection and Flood*
12 *Prevention Act approved August 4, 1954 (16 U.S.C. 1001-*
13 *1009), \$10,960,000: Provided, That this appropriation shall*
14 *be available for employment pursuant to the second sentence*
15 *of section 706(a) of the Organic Act of 1944 (7 U.S.C.*
16 *2225), and not to exceed \$110,000 shall be available for em-*
17 *ployment under 5 U.S.C. 3109.*

18 *WATERSHED AND FLOOD PREVENTION OPERATIONS*

19 *For necessary expenses to carry out preventive meas-*
20 *ures, including but not limited to research, engineering op-*
21 *erations, methods of cultivation, the growing of vegetation,*
22 *rehabilitation of existing works and changes in use of land,*
23 *in accordance with the Watershed Protection and Flood*
24 *Prevention Act approved August 4, 1954 (16 U.S.C. 1001-*
25 *1005 and 1007-1009), the provisions of the Act of April*
26 *27, 1935 (16 U.S.C. 590a-f), and in accordance with the*

1 *provisions of laws relating to the activities of the Depart-*
2 *ment, \$100,413,000, to remain available until expended (7*
3 *U.S.C. 2209b) (of which up to \$15,000,000 may be available*
4 *for the watersheds authorized under the Flood Control Act*
5 *approved June 22, 1936 (33 U.S.C. 701 and 16 U.S.C.*
6 *1006a)): Provided, That not to exceed \$45,514,000 of this*
7 *appropriation shall be available for technical assistance:*
8 *Provided further, That this appropriation shall be available*
9 *for employment pursuant to the second sentence of section*
10 *706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and*
11 *not to exceed \$200,000 shall be available for employment*
12 *under 5 U.S.C. 3109: Provided further, That not to exceed*
13 *\$1,000,000 of this appropriation is available to carry out*
14 *the purposes of the Endangered Species Act of 1973 (Public*
15 *Law 93–205), including cooperative efforts as contemplated*
16 *by that Act to relocate endangered or threatened species to*
17 *other suitable habitats as may be necessary to expedite*
18 *project construction.*

19 **WATERSHED REHABILITATION PROGRAM**

20 *For necessary expenses to carry out rehabilitation of*
21 *structural measures, in accordance with section 14 of the*
22 *Watershed Protection and Flood Prevention Act approved*
23 *August 4, 1954 (16 U.S.C. 1001 et seq.), as amended by*
24 *section 313 of Public Law 106–472, November 9, 2000 (16*
25 *U.S.C. 1012), and in accordance with the provisions of laws*

1 *relating to the activities of the Department, \$10,000,000,*
2 *to remain available until expended.*

3 *RESOURCE CONSERVATION AND DEVELOPMENT*

4 *For necessary expenses in planning and carrying out*
5 *projects for resource conservation and development and for*
6 *sound land use pursuant to the provisions of section 32(e)*
7 *of title III of the Bankhead-Jones Farm Tenant Act (7*
8 *U.S.C. 1010–1011; 76 Stat. 607); the Act of April 27, 1935*
9 *(16 U.S.C. 590a–f); and the Agriculture and Food Act of*
10 *1981 (16 U.S.C. 3451–3461), \$48,048,000, to remain avail-*
11 *able until expended (7 U.S.C. 2209b): Provided, That this*
12 *appropriation shall be available for employment pursuant*
13 *to the second sentence of section 706(a) of the Organic Act*
14 *of 1944 (7 U.S.C. 2225), and not to exceed \$50,000 shall*
15 *be available for employment under 5 U.S.C. 3109.*

16 *FORESTRY INCENTIVES PROGRAM*

17 *For necessary expenses, not otherwise provided for, to*
18 *carry out the program of forestry incentives, as authorized*
19 *by the Cooperative Forestry Assistance Act of 1978 (16*
20 *U.S.C. 2101), including technical assistance and related ex-*
21 *penses, \$7,811,000, to remain available until expended, as*
22 *authorized by that Act.*

1 *ally Recognized Native American Tribes, of which*
2 *\$1,000,000 shall be available for rural business opportunity*
3 *grants under section 306(a)(11) of that Act (7 U.S.C.*
4 *1926(a)(11)); \$4,000,000 shall be available for community*
5 *facilities grants for tribal college improvements under sec-*
6 *tion 306(a)(19) of that Act (7 U.S.C. 1926(a)(19));*
7 *\$16,000,000 shall be available for grants for drinking water*
8 *and waste disposal systems pursuant to section 306C of*
9 *such Act (7 U.S.C. 1926(c)) to benefit Federally Recognized*
10 *Native American Tribes that are not eligible to receive*
11 *funds under any other rural utilities program set-aside*
12 *under the rural community advancement program; and*
13 *\$3,000,000 shall be available for rural business enterprise*
14 *grants under section 310B(c) of that Act (7 U.S.C. 1932(c)),*
15 *of which \$250,000 shall be available for a grant to a quali-*
16 *fied national organization to provide technical assistance*
17 *for rural transportation in order to promote economic de-*
18 *velopment: Provided further, That of the amount appro-*
19 *priated for rural community programs, \$6,000,000 shall be*
20 *available for a Rural Community Development Initiative:*
21 *Provided further, That such funds shall be used solely to*
22 *develop the capacity and ability of private, nonprofit com-*
23 *munity-based housing and community development organi-*
24 *zations, low-income rural communities, and Federally Rec-*
25 *ognized Native American tribes to undertake projects to im-*

1 *prove housing, community facilities, community and eco-*
2 *nomie development projects in rural areas: Provided fur-*
3 *ther, That such funds shall be made available to qualified*
4 *private, nonprofit and public intermediary organizations*
5 *proposing to carry out a program of financial and technical*
6 *assistance: Provided further, That such intermediary orga-*
7 *nizations shall provide matching funds from other sources,*
8 *including Federal funds for related activities, in an amount*
9 *not less than funds provided: Provided further, That of the*
10 *amount appropriated for the rural business and cooperative*
11 *development programs, not to exceed \$500,000 shall be made*
12 *available for a grant to a qualified national organization*
13 *to provide technical assistance for rural transportation in*
14 *order to promote economic development; and \$2,000,000*
15 *shall be for grants to Mississippi Delta Region counties:*
16 *Provided further, That of the amount appropriated for*
17 *rural utilities programs, not to exceed \$20,000,000 shall be*
18 *for water and waste disposal systems to benefit the Colonias*
19 *along the United States/Mexico borders, including grants*
20 *pursuant to section 306C of such Act; not to exceed*
21 *\$24,000,000 shall be for water and waste disposal systems*
22 *for rural and native villages in Alaska pursuant to section*
23 *306D of such Act, with up to one percent available to ad-*
24 *minister the program and up to one percent available to*
25 *improve interagency coordination may be transferred to*

1 and merged with the appropriation for “Rural Develop-
2 ment, Salaries and Expenses”; not to exceed \$17,215,000
3 shall be for technical assistance grants for rural water and
4 waste systems pursuant to section 306(a)(14) of such Act;
5 and not to exceed \$9,500,000 shall be for contracting with
6 qualified national organizations for a circuit rider program
7 to provide technical assistance for rural water systems: Pro-
8 vided further, That of the total amount appropriated, not
9 to exceed \$37,624,000 shall be available through June 30,
10 2002, for authorized empowerment zones and enterprise
11 communities and communities designated by the Secretary
12 of Agriculture as Rural Economic Area Partnership Zones,
13 of which \$1,163,000 shall be for the rural community pro-
14 grams described in section 381E(d)(1) of such Act, of which
15 \$27,431,000 shall be for the rural utilities programs de-
16 scribed in section 381E(d)(2) of such Act, and of which
17 \$9,030,000 shall be for the rural business and cooperative
18 development programs described in section 381E(d)(3) of
19 such Act: Provided further, That of the amount appro-
20 priated for rural community programs, not to exceed
21 \$25,000,000 shall be to provide grants for facilities in rural
22 communities with extreme unemployment and severe eco-
23 nomic depression (P.L. 106–387), with five percent for ad-
24 ministration and capacity building in the State rural de-
25 velopment offices: Provided further, That of the amount ap-

1 *appropriated \$30,000,000 shall be to provide grants in rural*
2 *communities with extremely high energy costs: Provided*
3 *further, That any prior year balances for high cost energy*
4 *grants authorized by section 19 of the Rural Electrification*
5 *Act of 1936 (7 U.S.C. 901(19)) shall be transferred to and*
6 *merged with the “Rural Utilities Service, High Energy*
7 *Costs Grants” account: Provided further, That of the funds*
8 *appropriated by this Act to the Rural Community Advance-*
9 *ment Program for guaranteed business and industry loans,*
10 *funds may be transferred to direct business and industry*
11 *loans as deemed necessary by the Secretary and with prior*
12 *approval of the Committees on Appropriations of both*
13 *Houses of Congress.*

14 *RURAL DEVELOPMENT SALARIES AND EXPENSES*

15 *(INCLUDING TRANSFERS OF FUNDS)*

16 *For necessary expenses for carrying out the adminis-*
17 *tration and implementation of programs in the Rural De-*
18 *velopment mission area, including activities with institu-*
19 *tions concerning the development and operation of agricul-*
20 *tural cooperatives; and for cooperative agreements;*
21 *\$133,722,000: Provided, That this appropriation shall be*
22 *available for employment pursuant to the second sentence*
23 *of section 706(a) of the Organic Act of 1944 (7 U.S.C.*
24 *2225), and not to exceed \$1,000,000 may be used for em-*
25 *ployment under 5 U.S.C. 3109: Provided further, That not*
26 *more than \$10,000 may be expended to provide modest non-*

1 *monetary awards to non-USDA employees: Provided fur-*
2 *ther, That any balances available from prior years for the*
3 *Rural Utilities Service, Rural Housing Service, and the*
4 *Rural Business-Cooperative Service salaries and expenses*
5 *accounts shall be transferred to and merged with this ac-*
6 *count.*

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, to be available from funds in the rural*
13 *housing insurance fund, as follows: \$4,233,014,000 for loans*
14 *to section 502 borrowers, as determined by the Secretary,*
15 *of which \$3,137,968,000 shall be for unsubsidized guaran-*
16 *teed loans; \$32,324,000 for section 504 housing repair*
17 *loans; \$99,770,000 for section 538 guaranteed multi-family*
18 *housing loans; \$114,068,000 for section 515 rental housing;*
19 *\$5,090,000 for section 524 site loans; \$11,778,000 for credit*
20 *sales of acquired property, of which up to \$1,778,000 may*
21 *be for multi-family credit sales; and \$5,000,000 for section*
22 *523 self-help housing land development loans.*

23 *For the cost of direct and guaranteed loans, including*
24 *the cost of modifying loans, as defined in section 502 of*
25 *the Congressional Budget Act of 1974, as follows: section*
26 *502 loans, \$184,274,000 of which \$40,166,000 shall be for*

1 *unsubsidized guaranteed loans; section 504 housing repair*
2 *loans, \$10,386,000; section 538 multi-family housing guar-*
3 *anteed loans, \$3,921,000; section 515 rental housing,*
4 *\$48,274,000; section 524 site loans, \$28,000; multi-family*
5 *credit sales of acquired property, \$750,000; and section 523*
6 *self-help housing land development loans, \$254,000: Pro-*
7 *vided, That of the total amount appropriated in this para-*
8 *graph, \$11,656,000 shall be available through June 30,*
9 *2002, for authorized empowerment zones and enterprise*
10 *communities and communities designated by the Secretary*
11 *of Agriculture as Rural Economic Area Partnership Zones.*

12 *In addition, for administrative expenses necessary to*
13 *carry out the direct and guaranteed loan programs,*
14 *\$422,241,000, which shall be transferred to and merged*
15 *with the appropriation for "Rural Development, Salaries*
16 *and Expenses".*

17 *RENTAL ASSISTANCE PROGRAM*

18 *For rental assistance agreements entered into or re-*
19 *newed pursuant to the authority under section 521(a)(2)*
20 *or agreements entered into in lieu of debt forgiveness or*
21 *payments for eligible households as authorized by section*
22 *502(c)(5)(D) of the Housing Act of 1949, \$708,504,000;*
23 *and, in addition, such sums as may be necessary, as author-*
24 *ized by section 521(c) of the Act, to liquidate debt incurred*
25 *prior to fiscal year 1992 to carry out the rental assistance*
26 *program under section 521(a)(2) of the Act: Provided, That*

1 *of this amount, not more than \$5,900,000 shall be available*
2 *for debt forgiveness or payments for eligible households as*
3 *authorized by section 502(c)(5)(D) of the Act, and not to*
4 *exceed \$10,000 per project for advances to nonprofit organi-*
5 *zations or public agencies to cover direct costs (other than*
6 *purchase price) incurred in purchasing projects pursuant*
7 *to section 502(c)(5)(C) of the Act: Provided further, That*
8 *agreements entered into or renewed during fiscal year 2002*
9 *shall be funded for a 5-year period, although the life of any*
10 *such agreement may be extended to fully utilize amounts*
11 *obligated.*

12 *MUTUAL AND SELF-HELP HOUSING GRANTS*

13 *For grants and contracts pursuant to section*
14 *523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c),*
15 *\$35,000,000, to remain available until expended (7 U.S.C.*
16 *2209b): Provided, That of the total amount appropriated,*
17 *\$1,000,000 shall be available through June 30, 2002, for*
18 *authorized empowerment zones and enterprise communities*
19 *and communities designated by the Secretary of Agriculture*
20 *as Rural Economic Area Partnership Zones.*

21 *RURAL HOUSING ASSISTANCE GRANTS*

22 *For grants and contracts for very low-income housing*
23 *repair, supervisory and technical assistance, compensation*
24 *for construction defects, and rural housing preservation*
25 *made by the Rural Housing Service, as authorized by 42*
26 *U.S.C. 1474, 1479(c), 1490e, and 1490m, \$38,914,000, to*

1 *remain available until expended: Provided, That of the total*
2 *amount appropriated, \$1,200,000 shall be available through*
3 *June 30, 2002, for authorized empowerment zones and en-*
4 *terprise communities and communities designated by the*
5 *Secretary of Agriculture as Rural Economic Area Partner-*
6 *ship Zones.*

7 *FARM LABOR PROGRAM ACCOUNT*

8 *For the cost of direct loans, grants, and contracts, as*
9 *authorized by 42 U.S.C. 1484 and 1486, \$28,431,000, to*
10 *remain available until expended, for direct farm labor hous-*
11 *ing loans and domestic farm labor housing grants and con-*
12 *tracts.*

13 *RURAL BUSINESS-COOPERATIVE SERVICE*

14 *RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT*

15 *(INCLUDING TRANSFERS OF FUNDS)*

16 *For the cost of direct loans, \$16,494,000, as authorized*
17 *by the Rural Development Loan Fund (42 U.S.C. 9812(a)),*
18 *of which \$1,724,000 shall be for Federally Recognized Na-*
19 *tive American Tribes and of which \$3,449,000 shall be for*
20 *Mississippi Delta Region counties (as defined by Public*
21 *Law 100-460): Provided, That such costs, including the cost*
22 *of modifying such loans, shall be as defined in section 502*
23 *of the Congressional Budget Act of 1974: Provided further,*
24 *That these funds are available to subsidize gross obligations*
25 *for the principal amount of direct loans of \$38,171,000:*
26 *Provided further, That of the total amount appropriated,*

1 \$2,730,000 shall be available through June 30, 2002, for
2 the cost of direct loans for authorized empowerment zones
3 and enterprise communities and communities designated by
4 the Secretary of Agriculture as Rural Economic Area Part-
5 nership Zones.

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

10 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

11 ACCOUNT

12 (INCLUDING RESCISSION OF FUNDS)

13 For the principal amount of direct loans, as authorized
14 under section 313 of the Rural Electrification Act, for the
15 purpose of promoting rural economic development and job
16 creation projects, \$14,966,000.

17 For the cost of direct loans, including the cost of modi-
18 fying loans as defined in section 502 of the Congressional
19 Budget Act of 1974, \$3,616,000.

20 Of the funds derived from interest on the cushion of
21 credit payments in fiscal year 2002, as authorized by sec-
22 tion 313 of the Rural Electrification Act of 1936,
23 \$3,616,000 shall not be obligated and \$3,616,000 are re-
24 scinded.

1 *RURAL COOPERATIVE DEVELOPMENT GRANTS*

2 *For rural cooperative development grants authorized*
3 *under section 310B(e) of the Consolidated Farm and Rural*
4 *Development Act (7 U.S.C. 1932), \$8,000,000, of which*
5 *\$2,000,000 shall be available for cooperative agreements for*
6 *the appropriate technology transfer for rural areas pro-*
7 *gram: Provided, That not to exceed \$1,497,000 of the total*
8 *amount appropriated shall be made available to coopera-*
9 *tives or associations of cooperatives whose primary focus*
10 *is to provide assistance to small, minority producers and*
11 *whose governing board and/or membership is comprised of*
12 *at least 75 percent minority.*

13 *RURAL EMPOWERMENT ZONES AND ENTERPRISE*14 *COMMUNITIES GRANTS*

15 *For grants in connection with a second round of em-*
16 *powerment zones and enterprise communities, \$14,967,000,*
17 *to remain available until expended, for designated rural*
18 *empowerment zones and rural enterprise communities, as*
19 *authorized by the Taxpayer Relief Act of 1997 and the Om-*
20 *nibus Consolidated and Emergency Supplemental Appro-*
21 *priations Act, 1999 (Public Law 105–277).*

1 *RURAL UTILITIES SERVICE*
2 *RURAL ELECTRIFICATION AND TELECOMMUNICATIONS*
3 *LOANS PROGRAM ACCOUNT*
4 *(INCLUDING TRANSFERS OF FUNDS)*
5 *Insured loans pursuant to the authority of section 305*
6 *of the Rural Electrification Act of 1936 (7 U.S.C. 935) shall*
7 *be made as follows: 5 percent rural electrification loans,*
8 *\$121,107,000; 5 percent rural telecommunications loans,*
9 *\$74,827,000; cost of money rural telecommunications loans,*
10 *\$300,000,000; municipal rate rural electric loans,*
11 *\$500,000,000; and loans made pursuant to section 306 of*
12 *that Act, rural electric, \$2,700,000,000 and rural tele-*
13 *communications, \$120,000,000; and \$750,000,000 for*
14 *Treasury rate direct electric loans.*
15 *For the cost, as defined in section 502 of the Congres-*
16 *sional Budget Act of 1974, including the cost of modifying*
17 *loans, of direct and guaranteed loans authorized by the*
18 *Rural Electrification Act of 1936 (7 U.S.C. 935 and 936),*
19 *as follows: cost of rural electric loans, \$3,689,000, and the*
20 *cost of telecommunication loans, \$2,036,000: Provided, That*
21 *notwithstanding section 305(d)(2) of the Rural Electrifica-*
22 *tion Act of 1936, borrower interest rates may exceed 7 per-*
23 *cent per year.*
24 *In addition, for administrative expenses necessary to*
25 *carry out the direct and guaranteed loan programs,*
26 *\$36,000,000, which shall be transferred to and merged with*

1 *the appropriation for “Rural Development, Salaries and*
2 *Expenses”.*

3 *RURAL TELEPHONE BANK PROGRAM ACCOUNT*

4 *(INCLUDING TRANSFERS OF FUNDS)*

5 *The Rural Telephone Bank is hereby authorized to*
6 *make such expenditures, within the limits of funds available*
7 *to such corporation in accord with law, and to make such*
8 *contracts and commitments without regard to fiscal year*
9 *limitations as provided by section 104 of the Government*
10 *Corporation Control Act, as may be necessary in carrying*
11 *out its authorized programs. During fiscal year 2002 and*
12 *within the resources and authority available, gross obliga-*
13 *tions for the principal amount of direct loans shall be*
14 *\$174,615,000.*

15 *For the cost, as defined in section 502 of the Congres-*
16 *sional Budget Act of 1974, including the cost of modifying*
17 *loans, of direct loans authorized by the Rural Electrifica-*
18 *tion Act of 1936 (7 U.S.C. 935), \$3,737,000.*

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

24 *DISTANCE LEARNING AND TELEMEDICINE PROGRAM*

25 *For the cost of direct loans and grants, as authorized*
26 *by 7 U.S.C. 950aaa et seq., \$51,941,000, to remain avail-*

1 able until expended, to be available for loans and grants
2 for telemedicine and distance learning services in rural
3 areas: Provided, That, \$25,000,000 may be available for the
4 continuation of a pilot project for a loan and grant pro-
5 gram to finance broadband transmission and local dial-up
6 Internet service in areas that meet the definition of “rural
7 area” used for the Distance Learning and Telemedicine
8 Program authorized by 7 U.S.C. 950aaa: Provided further,
9 That the cost of direct loans shall be as defined in section
10 502 of the Congressional Budget Act of 1974.

11 LOCAL TELEVISION LOAN GUARANTEE PROGRAM ACCOUNT

12 For gross obligations for the principal amount of guar-
13 anteed loans, as authorized by Title X of Public Law 106–
14 553 for the purpose of facilitating access to signals of local
15 television stations for households located in nonserved areas
16 and underserved areas, \$322,580,000.

17 For the cost of guaranteed loans, including the cost of
18 modifying loans as defined in section 502 of the Congres-
19 sional Budget Act of 1974, \$25,000,000.

20 In addition, for administrative expenses necessary to
21 carry out the guaranteed loan program, \$2,000,000, which
22 shall be transferred to and merged with the appropriation
23 for “Rural Development, Salaries and Expenses”.

1 *TITLE IV*
2 *DOMESTIC FOOD PROGRAMS*
3 *OFFICE OF THE UNDER SECRETARY FOR FOOD,*
4 *NUTRITION AND CONSUMER SERVICES*

5 *For necessary salaries and expenses of the Office of the*
6 *Under Secretary for Food, Nutrition and Consumer Serv-*
7 *ices to administer the laws enacted by the Congress for the*
8 *Food and Nutrition Service, \$587,000.*

9 *FOOD AND NUTRITION SERVICE*
10 *CHILD NUTRITION PROGRAMS*
11 *(INCLUDING TRANSFERS OF FUNDS)*

12 *For necessary expenses to carry out the National*
13 *School Lunch Act (42 U.S.C. 1751 et seq.), except section*
14 *21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771*
15 *et seq.), except sections 17 and 21; \$10,087,246,000, to re-*
16 *main available through September 30, 2003, of which*
17 *\$4,746,538,000 is hereby appropriated and \$5,340,708,000*
18 *shall be derived by transfer from funds available under sec-*
19 *tion 32 of the Act of August 24, 1935 (7 U.S.C. 612c): Pro-*
20 *vided, That none of the funds made available under this*
21 *heading shall be used for studies and evaluations: Provided*
22 *further, That of the funds made available under this head-*
23 *ing, \$500,000 shall be for a School Breakfast Program start-*
24 *up grant pilot program for the State of Wisconsin: Provided*
25 *further, That up to \$4,507,000 shall be available for inde-*
26 *pendent verification of school food service claims.*

1 *SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR*
2 *WOMEN, INFANTS, AND CHILDREN (WIC)*

3 *For necessary expenses to carry out the special supple-*
4 *mental nutrition program as authorized by section 17 of*
5 *the Child Nutrition Act of 1966 (42 U.S.C. 1786),*
6 *\$4,247,086,000, to remain available through September 30,*
7 *2003: Provided, That none of the funds made available*
8 *under this heading shall be used for studies and evaluations:*
9 *Provided further, That of the total amount available, the*
10 *Secretary shall obligate \$20,000,000 for the farmers' market*
11 *nutrition program within 45 days of the enactment of this*
12 *Act, and an additional \$5,000,000 for the farmers' market*
13 *nutrition program upon a determination by the Secretary*
14 *that funds are available to meet caseload requirements: Pro-*
15 *vided further, That notwithstanding section 17(h)(10)(A) of*
16 *such Act, up to \$14,000,000 shall be available for the pur-*
17 *poses specified in section 17(h)(10)(B), no less than*
18 *\$6,000,000 of which shall be used for the development of*
19 *electronic benefit transfer systems: Provided further, That*
20 *none of the funds in this Act shall be available to pay ad-*
21 *ministrative expenses of WIC clinics except those that have*
22 *an announced policy of prohibiting smoking within the*
23 *space used to carry out the program: Provided further, That*
24 *none of the funds provided in this account shall be available*
25 *for the purchase of infant formula except in accordance*

1 *with the cost containment and competitive bidding require-*
2 *ments specified in section 17 of such Act: Provided further,*
3 *That none of the funds provided shall be available for ac-*
4 *tivities that are not fully reimbursed by other Federal Gov-*
5 *ernment departments or agencies unless authorized by sec-*
6 *tion 17 of such Act: Provided further, That once the amount*
7 *for fiscal year 2001 carryover funds has been determined*
8 *by the Secretary, any funds in excess of \$110,000,000 may*
9 *be transferred by the Secretary of Agriculture to the Rural*
10 *Community Advancement Program and shall remain avail-*
11 *able until expended.*

12 *FOOD STAMP PROGRAM*

13 *For necessary expenses to carry out the Food Stamp*
14 *Act (7 U.S.C. 2011 et seq.), \$22,991,986,000, of which*
15 *\$2,000,000,000 shall be placed in reserve for use only in*
16 *such amounts and at such times as may become necessary*
17 *to carry out program operations: Provided, That of the*
18 *funds made available under this heading and not already*
19 *appropriated to the Food Distribution Program on Indian*
20 *Reservations (FDPIR) established under section 4(b) of the*
21 *Food Stamp Act of 1977 (7 U.S.C. 2013(b)), not to exceed*
22 *\$3,000,000 shall be used to purchase bison meat for the*
23 *FDPIR from producer-owned cooperative organizations:*
24 *Provided further, That none of the funds made available*
25 *under this heading shall be used for studies and evaluations:*
26 *Provided further, That funds provided herein shall be ex-*

1 *pended in accordance with section 16 of the Food Stamp*
2 *Act: Provided further, That this appropriation shall be sub-*
3 *ject to any work registration or workfare requirements as*
4 *may be required by law: Provided further, That of funds*
5 *that may be reserved by the Secretary for allocation to State*
6 *agencies under section 16(h)(1) of such Act to carry out*
7 *Employment and Training programs, not more than*
8 *\$145,000,000 made available in previous years may be obli-*
9 *gated in fiscal year 2002: Provided further, That funds*
10 *made available for Employment and Training under this*
11 *heading shall remain available until expended, as author-*
12 *ized by section 16(h)(1) of the Food Stamp Act: Provided*
13 *further, That funds provided under this heading may be*
14 *used to procure food coupons necessary for program oper-*
15 *ations in this or subsequent fiscal years until electronic ben-*
16 *efit transfer implementation is complete.*

17 *COMMODITY ASSISTANCE PROGRAM*

18 *(INCLUDING RESCISSION)*

19 *For necessary expenses to carry out the commodity*
20 *supplemental food program as authorized by section 4(a)*
21 *of the Agriculture and Consumer Protection Act of 1973 (7*
22 *U.S.C. 612c note) and the Emergency Food Assistance Act*
23 *of 1983, \$139,991,000, to remain available through Sep-*
24 *tember 30, 2003: Provided, That none of these funds shall*
25 *be available to reimburse the Commodity Credit Corpora-*
26 *tion for commodities donated to the program: Provided fur-*

1 *ther, That \$5,300,000 of unobligated balances available at*
2 *the beginning of fiscal year 2002 are hereby rescinded.*

3 *FOOD DONATIONS PROGRAMS*

4 *For necessary expenses to carry out section 4(a) of the*
5 *Agriculture and Consumer Protection Act of 1973; special*
6 *assistance for the nuclear affected islands as authorized by*
7 *section 103(h)(2) of the Compacts of Free Association Act*
8 *of 1985, as amended; and section 311 of the Older Ameri-*
9 *cans Act of 1965, \$150,749,000, to remain available through*
10 *September 30, 2003.*

11 *FOOD PROGRAM ADMINISTRATION*

12 *For necessary administrative expenses of the domestic*
13 *food programs funded under this Act, \$127,546,000, of*
14 *which \$5,000,000 shall be available only for simplifying*
15 *procedures, reducing overhead costs, tightening regulations,*
16 *improving food stamp benefit delivery, and assisting in the*
17 *prevention, identification, and prosecution of fraud and*
18 *other violations of law and of which not less than*
19 *\$6,500,000 shall be available to improve integrity in the*
20 *Food Stamp and Child Nutrition programs: Provided, That*
21 *this appropriation shall be available for employment pursu-*
22 *ant to the second sentence of section 706(a) of the Organic*
23 *Act of 1944 (7 U.S.C. 2225), and not to exceed \$150,000*
24 *shall be available for employment under 5 U.S.C. 3109.*

1 *TITLE V*
2 *FOREIGN ASSISTANCE AND RELATED PROGRAMS*
3 *FOREIGN AGRICULTURAL SERVICE*
4 *SALARIES AND EXPENSES*
5 *(INCLUDING TRANSFERS OF FUNDS)*

6 *For necessary expenses of the Foreign Agricultural*
7 *Service, including carrying out title VI of the Agricultural*
8 *Act of 1954 (7 U.S.C. 1761–1768), market development ac-*
9 *tivities abroad, and for enabling the Secretary to coordinate*
10 *and integrate activities of the Department in connection*
11 *with foreign agricultural work, including not to exceed*
12 *\$158,000 for representation allowances and for expenses*
13 *pursuant to section 8 of the Act approved August 3, 1956*
14 *(7 U.S.C. 1766), \$121,563,000: Provided, That the Service*
15 *may utilize advances of funds, or reimburse this appropria-*
16 *tion for expenditures made on behalf of Federal agencies,*
17 *public and private organizations and institutions under*
18 *agreements executed pursuant to the agricultural food pro-*
19 *duction assistance programs (7 U.S.C. 1737) and the for-*
20 *foreign assistance programs of the United States Agency for*
21 *International Development.*

22 *None of the funds in the foregoing paragraph shall be*
23 *available to promote the sale or export of tobacco or tobacco*
24 *products.*

1 *PUBLIC LAW 480 TITLE I PROGRAM ACCOUNT*
2 *(INCLUDING TRANSFERS OF FUNDS)*

3 *For the cost, as defined in section 502 of the Congres-*
4 *sional Budget Act of 1974, of agreements under the Agricul-*
5 *tural Trade Development and Assistance Act of 1954, and*
6 *the Food for Progress Act of 1985, including the cost of*
7 *modifying credit arrangements under said Acts,*
8 *\$130,218,000, to remain available until expended.*

9 *In addition, for administrative expenses to carry out*
10 *the credit program of title I, Public Law 83-480, and the*
11 *Food for Progress Act of 1985, to the extent funds appro-*
12 *priated for Public Law 83-480 are utilized, \$2,005,000, of*
13 *which \$1,033,000 may be transferred to and merged with*
14 *the appropriation for “Foreign Agricultural Service, Sala-*
15 *ries and Expenses”, and of which \$972,000 may be trans-*
16 *ferred to and merged with the appropriation for “Farm*
17 *Service Agency, Salaries and Expenses”.*

18 *PUBLIC LAW 480 TITLE I OCEAN FREIGHT DIFFERENTIAL*
19 *GRANTS*
20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *For expenses during the current fiscal year, not other-*
22 *wise recoverable, and unrecovered prior years’ costs, includ-*
23 *ing interest thereon, under the Agricultural Trade Develop-*
24 *ment and Assistance Act of 1954, \$20,277,000, to remain*
25 *available until expended, for ocean freight differential costs*
26 *for the shipment of agricultural commodities under title I*

1 of said Act: Provided, That funds made available for the
2 cost of title I agreements and for title I ocean freight dif-
3 ferential may be used interchangeably between the two ac-
4 counts with prior notice to the Committees on Appropria-
5 tions of both Houses of Congress.

6 PUBLIC LAW 480 TITLE II GRANTS

7 For expenses during the current fiscal year, not other-
8 wise recoverable, and unrecovered prior years' costs, includ-
9 ing interest thereon, under the Agricultural Trade Develop-
10 ment and Assistance Act of 1954, \$850,000,000, to remain
11 available until expended, for commodities supplied in con-
12 nection with dispositions abroad under title II of said Act.

13 COMMODITY CREDIT CORPORATION EXPORT LOANS

14 PROGRAM ACCOUNT

15 (INCLUDING TRANSFERS OF FUNDS)

16 For administrative expenses to carry out the Com-
17 modity Credit Corporation's export guarantee program,
18 GSM 102 and GSM 103, \$4,014,000; to cover common over-
19 head expenses as permitted by section 11 of the Commodity
20 Credit Corporation Charter Act and in conformity with the
21 Federal Credit Reform Act of 1990, of which \$3,224,000
22 may be transferred to and merged with the appropriation
23 for "Foreign Agricultural Service, Salaries and Expenses",
24 and of which \$790,000 may be transferred to and merged
25 with the appropriation for "Farm Service Agency, Salaries
26 and Expenses".

1 *tation: Provided further, That none of these funds shall be*
2 *used to develop, establish, or operate any program of user*
3 *fees authorized by 31 U.S.C. 9701: Provided further, That*
4 *of the total amount appropriated: (1) \$311,926,000 shall*
5 *be for the Center for Food Safety and Applied Nutrition*
6 *and related field activities in the Office of Regulatory Af-*
7 *fairs; (2) \$350,578,000 shall be for the Center for Drug*
8 *Evaluation and Research and related field activities in the*
9 *Office of Regulatory Affairs, of which no less than*
10 *\$14,207,000 shall be available for grants and contracts*
11 *awarded under section 5 of the Orphan Drug Act (21 U.S.C.*
12 *360ee), and of which not less than \$500,000 shall be avail-*
13 *able for a generic drug public education campaign; (3)*
14 *\$155,431,000 shall be for the Center for Biologics Evalua-*
15 *tion and Research and for related field activities in the Of-*
16 *fice of Regulatory Affairs; (4) \$81,182,000 shall be for the*
17 *Center for Veterinary Medicine and for related field activi-*
18 *ties in the Office of Regulatory Affairs; (5) \$178,761,000*
19 *shall be for the Center for Devices and Radiological Health*
20 *and for related field activities in the Office of Regulatory*
21 *Affairs; (6) \$36,984,000 shall be for the National Center for*
22 *Toxicological Research; (7) \$31,798,000 shall be for Rent*
23 *and Related activities, other than the amounts paid to the*
24 *General Services Administration, of which \$6,000,000 for*
25 *costs related to occupancy of new facilities at White Oak,*

1 *Maryland shall remain available until September 30, 2003;*
2 *(8) \$105,116,000 shall be for payments to the General Serv-*
3 *ices Administration for rent and related costs; and (9)*
4 *\$93,610,000 shall be for other activities, including the Office*
5 *of the Commissioner; the Office of Management and Sys-*
6 *tems; the Office of the Senior Associate Commissioner; the*
7 *Office of International and Constituent Relations; the Office*
8 *of Policy, Legislation, and Planning; and central services*
9 *for these offices: Provided further, That \$1,000,000 to the*
10 *Center for Food Safety and Nutrition to enhance enforce-*
11 *ment of requirements under the Dietary Supplement Health*
12 *and Education Act of 1994 related to the accuracy of prod-*
13 *uct labeling, and the truthfulness and substantiation of*
14 *claims: Provided further, That funds may be transferred*
15 *from one specified activity to another with the prior ap-*
16 *proval of the Committees on Appropriations of both Houses*
17 *of Congress.*

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

21 *In addition, export certification user fees authorized*
22 *by 21 U.S.C. 381 may be credited to this account, to remain*
23 *available until expended.*

24 *BUILDINGS AND FACILITIES*

25 *For plans, construction, repair, improvement, exten-*
26 *sion, alteration, and purchase of fixed equipment or facili-*

1 *ties of or used by the Food and Drug Administration, where*
 2 *not otherwise provided, \$34,281,000, to remain available*
 3 *until expended (7 U.S.C. 2209b).*

4 *INDEPENDENT AGENCIES*

5 *COMMODITY FUTURES TRADING COMMISSION*

6 *For necessary expenses to carry out the provisions of*
 7 *the Commodity Exchange Act (7 U.S.C. 1 et seq.), including*
 8 *the purchase and hire of passenger motor vehicles; the rental*
 9 *of space (to include multiple year leases) in the District*
 10 *of Columbia and elsewhere; and not to exceed \$25,000 for*
 11 *employment under 5 U.S.C. 3109, \$70,400,000, including*
 12 *not to exceed \$2,000 for official reception and representa-*
 13 *tion expenses.*

14 *FARM CREDIT ADMINISTRATION*

15 *LIMITATION ON ADMINISTRATIVE EXPENSES*

16 *Not to exceed \$36,700,000 (from assessments collected*
 17 *from farm credit institutions and from the Federal Agricul-*
 18 *tural Mortgage Corporation) shall be obligated during the*
 19 *current fiscal year for administrative expenses as author-*
 20 *ized under 12 U.S.C. 2249: Provided, That this limitation*
 21 *shall not apply to expenses associated with receiverships.*

22 *TITLE VII—GENERAL PROVISIONS*

23 *SEC. 701. Within the unit limit of cost fixed by law,*
 24 *appropriations and authorizations made for the Depart-*
 25 *ment of Agriculture for fiscal year 2002 under this Act shall*

1 *be available for the purchase, in addition to those specifi-*
2 *cally provided for, of not to exceed 379 passenger motor ve-*
3 *hicles, of which 378 shall be for replacement only, and for*
4 *the hire of such vehicles.*

5 *SEC. 702. Funds in this Act available to the Depart-*
6 *ment of Agriculture shall be available for uniforms or allow-*
7 *ances therefor as authorized by law (5 U.S.C. 5901–5902).*

8 *SEC. 703. Not less than \$1,500,000 of the appropria-*
9 *tions of the Department of Agriculture in this Act for re-*
10 *search and service work authorized by sections 1 and 10*
11 *of the Act of June 29, 1935 (7 U.S.C. 427, 427i; commonly*
12 *known as the Bankhead-Jones Act), subtitle A of title II*
13 *and section 302 of the Act of August 14, 1946 (7 U.S.C.*
14 *1621 et seq.), and chapter 63 of title 31, United States Code,*
15 *shall be available for contracting in accordance with such*
16 *Acts and chapter.*

17 *SEC. 704. The Secretary of Agriculture may transfer*
18 *unobligated balances of funds appropriated by this Act or*
19 *other available unobligated balances of the Department of*
20 *Agriculture to the Working Capital Fund for the acquisi-*
21 *tion of plant and capital equipment necessary for the deliv-*
22 *ery of financial, administrative, and information tech-*
23 *nology services of primary benefit to the agencies of the De-*
24 *partment of Agriculture: Provided, That none of the funds*
25 *made available by this Act or any other Act shall be trans-*

1 *ferred to the Working Capital Fund without the prior ap-*
2 *proval of the agency administrator: Provided further, That*
3 *none of the funds transferred to the Working Capital Fund*
4 *pursuant to this section shall be available for obligation*
5 *without the prior approval of the Committees on Appro-*
6 *priations of both Houses of Congress.*

7 *SEC. 705. New obligational authority provided for the*
8 *following appropriation items in this Act shall remain*
9 *available until expended: Animal and Plant Health Inspec-*
10 *tion Service, the contingency fund to meet emergency condi-*
11 *tions, fruit fly program, integrated systems acquisition*
12 *project, boll weevil program, up to 25 percent of the*
13 *screwworm program, and up to \$2,000,000 for costs associ-*
14 *ated with collocating regional offices; Food Safety and In-*
15 *spection Service, field automation and information man-*
16 *agement project; Cooperative State Research, Education,*
17 *and Extension Service, funds for competitive research*
18 *grants (7 U.S.C. 450i(b)), funds for the Research, Edu-*
19 *cation and Economics Information System (REEIS), and*
20 *funds for the Native American Institutions Endowment*
21 *Fund; Farm Service Agency, salaries and expenses funds*
22 *made available to county committees; Foreign Agricultural*
23 *Service, middle-income country training program and up*
24 *to \$2,000,000 of the Foreign Agricultural Service appro-*
25 *priation solely for the purpose of offsetting fluctuations in*

1 *international currency exchange rates, subject to docu-*
2 *mentation by the Foreign Agricultural Service.*

3 *SEC. 706. No part of any appropriation contained in*
4 *this Act shall remain available for obligation beyond the*
5 *current fiscal year unless expressly so provided herein.*

6 *SEC. 707. Not to exceed \$50,000 of the appropriations*
7 *available to the Department of Agriculture in this Act shall*
8 *be available to provide appropriate orientation and lan-*
9 *guage training pursuant to section 606C of the Act of Au-*
10 *gust 28, 1954 (7 U.S.C. 1766b; commonly known as the Ag-*
11 *ricultural Act of 1954).*

12 *SEC. 708. No funds appropriated by this Act may be*
13 *used to pay negotiated indirect cost rates on cooperative*
14 *agreements or similar arrangements between the United*
15 *States Department of Agriculture and nonprofit institu-*
16 *tions in excess of 10 percent of the total direct cost of the*
17 *agreement when the purpose of such cooperative arrange-*
18 *ments is to carry out programs of mutual interest between*
19 *the two parties. This does not preclude appropriate pay-*
20 *ment of indirect costs on grants and contracts with such*
21 *institutions when such indirect costs are computed on a*
22 *similar basis for all agencies for which appropriations are*
23 *provided in this Act.*

24 *SEC. 709. None of the funds in this Act shall be avail-*
25 *able to restrict the authority of the Commodity Credit Cor-*

1 *poration to lease space for its own use or to lease space*
2 *on behalf of other agencies of the Department of Agriculture*
3 *when such space will be jointly occupied.*

4 *SEC. 710. None of the funds in this Act shall be avail-*
5 *able to pay indirect costs charged against competitive agri-*
6 *cultural research, education, or extension grant awards*
7 *issued by the Cooperative State Research, Education, and*
8 *Extension Service that exceed 19 percent of total Federal*
9 *funds provided under each award: Provided, That notwith-*
10 *standing section 1462 of the National Agricultural Re-*
11 *search, Extension, and Teaching Policy Act of 1977 (7*
12 *U.S.C. 3310), funds provided by this Act for grants award-*
13 *ed competitively by the Cooperative State Research, Edu-*
14 *cation, and Extension Service shall be available to pay full*
15 *allowable indirect costs for each grant awarded under sec-*
16 *tion 9 of the Small Business Act (15 U.S.C. 638).*

17 *SEC. 711. Notwithstanding any other provision of this*
18 *Act, all loan levels provided in this Act shall be considered*
19 *estimates, not limitations.*

20 *SEC. 712. Appropriations to the Department of Agri-*
21 *culture for the cost of direct and guaranteed loans made*
22 *available in fiscal year 2002 shall remain available until*
23 *expended to cover obligations made in fiscal year 2002 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; the local television loan guarantee*
3 *program; the Rural Housing Insurance Fund Program Ac-*
4 *count; and the rural economic development loans program*
5 *account.*

6 *SEC. 713. Notwithstanding chapter 63 of title 31,*
7 *United States Code, marketing services of the Agricultural*
8 *Marketing Service; the Grain Inspection, Packers and*
9 *Stockyards Administration; the Animal and Plant Health*
10 *Inspection Service; and the food safety activities of the Food*
11 *Safety and Inspection Service may use cooperative agree-*
12 *ments to reflect a relationship between the Agricultural*
13 *Marketing Service; the Grain Inspection, Packers and*
14 *Stockyards Administration; the Animal and Plant Health*
15 *Inspection Service; or the Food Safety and Inspection Serv-*
16 *ice and a state or cooperator to carry out agricultural mar-*
17 *keting programs, to carry out programs to protect the na-*
18 *tion's animal and plant resources, or to carry out edu-*
19 *cational programs or special studies to improve the safety*
20 *of the nation's food supply.*

21 *SEC. 714. None of the funds in this Act may be used*
22 *to retire more than 5 percent of the Class A stock of the*
23 *Rural Telephone Bank or to maintain any account or sub-*
24 *account within the accounting records of the Rural Tele-*
25 *phone Bank the creation of which has not specifically been*

1 *authorized by statute: Provided, That notwithstanding any*
2 *other provision of law, none of the funds appropriated or*
3 *otherwise made available in this Act may be used to trans-*
4 *fer to the Treasury or to the Federal Financing Bank any*
5 *unobligated balance of the Rural Telephone Bank telephone*
6 *liquidating account which is in excess of current require-*
7 *ments and such balance shall receive interest as set forth*
8 *for financial accounts in section 505(c) of the Federal Cred-*
9 *it Reform Act of 1990.*

10 *SEC. 715. Of the funds made available by this Act, not*
11 *more than \$1,800,000 shall be used to cover necessary ex-*
12 *penses of activities related to all advisory committees, pan-*
13 *els, commissions, and task forces of the Department of Agri-*
14 *culture, except for panels used to comply with negotiated*
15 *rule makings and panels used to evaluate competitively*
16 *awarded grants.*

17 *SEC. 716. None of the funds appropriated by this Act*
18 *may be used to carry out section 410 of the Federal Meat*
19 *Inspection Act (21 U.S.C. 679a) or section 30 of the Poultry*
20 *Products Inspection Act (21 U.S.C. 471).*

21 *SEC. 717. No employee of the Department of Agri-*
22 *culture may be detailed or assigned from an agency or office*
23 *funded by this Act to any other agency or office of the De-*
24 *partment for more than 30 days unless the individual's em-*
25 *ploying agency or office is fully reimbursed by the receiving*

1 *agency or office for the salary and expenses of the employee*
2 *for the period of assignment.*

3 *SEC. 718. None of the funds appropriated or otherwise*
4 *made available to the Department of Agriculture shall be*
5 *used to transmit or otherwise make available to any non-*
6 *Department of Agriculture employee questions or responses*
7 *to questions that are a result of information requested for*
8 *the appropriations hearing process.*

9 *SEC. 719. None of the funds made available to the De-*
10 *partment of Agriculture by this Act may be used to acquire*
11 *new information technology systems or significant up-*
12 *grades, as determined by the Office of the Chief Information*
13 *Officer, without the approval of the Chief Information Offi-*
14 *cer and the concurrence of the Executive Information Tech-*
15 *nology Investment Review Board: Provided, That notwith-*
16 *standing any other provision of law, none of the funds ap-*
17 *propriated or otherwise made available by this Act may be*
18 *transferred to the Office of the Chief Information Officer*
19 *without the prior approval of the Committees on Appro-*
20 *priations of both Houses of Congress.*

21 *SEC. 720. (a) None of the funds provided by this Act,*
22 *or provided by previous Appropriations Acts to the agencies*
23 *funded by this Act that remain available for obligation or*
24 *expenditure in fiscal year 2002, or provided from any ac-*
25 *counts in the Treasury of the United States derived by the*

1 *collection of fees available to the agencies funded by this*
2 *Act, shall be available for obligation or expenditure through*
3 *a reprogramming of funds which: (1) creates new programs;*
4 *(2) eliminates a program, project, or activity; (3) increases*
5 *funds or personnel by any means for any project or activity*
6 *for which funds have been denied or restricted; (4) relocates*
7 *an office or employees; (5) reorganizes offices, programs, or*
8 *activities; or (6) contracts out or privatizes any functions*
9 *or activities presently performed by Federal employees; un-*
10 *less the Committees on Appropriations of both Houses of*
11 *Congress are notified 15 days in advance of such re-*
12 *programming of funds.*

13 *(b) None of the funds provided by this Act, or provided*
14 *by previous Appropriations Acts to the agencies funded by*
15 *this Act that remain available for obligation or expenditure*
16 *in fiscal year 2002, or provided from any accounts in the*
17 *Treasury of the United States derived by the collection of*
18 *fees available to the agencies funded by this Act, shall be*
19 *available for obligation or expenditure for activities, pro-*
20 *grams, or projects through a reprogramming of funds in*
21 *excess of \$500,000 or 10 percent, whichever is less, that: (1)*
22 *augments existing programs, projects, or activities; (2) re-*
23 *duces by 10 percent funding for any existing program,*
24 *project, or activity, or numbers of personnel by 10 percent*
25 *as approved by Congress; or (3) results from any general*

1 *savings from a reduction in personnel which would result*
2 *in a change in existing programs, activities, or projects as*
3 *approved by Congress; unless the Committees on Appropria-*
4 *tions of both Houses of Congress are notified 15 days in*
5 *advance of such reprogramming of funds.*

6 *(c) The Secretary of Agriculture shall notify the Com-*
7 *mittees on Appropriations of both Houses of Congress before*
8 *implementing a program or activity not carried out during*
9 *the previous fiscal year unless the program or activity is*
10 *funded by this Act or specifically funded by any other Act.*

11 *SEC. 721. With the exception of funds needed to ad-*
12 *minister and conduct oversight of grants awarded and obli-*
13 *gations incurred prior to enactment of this Act, none of the*
14 *funds appropriated or otherwise made available by this or*
15 *any other Act may be used to pay the salaries and expenses*
16 *of personnel to carry out section 793 of Public Law 104-*
17 *127, the Fund for Rural America (7 U.S.C. 2204f).*

18 *SEC. 722. None of the funds appropriated or otherwise*
19 *made available by this or any other Act shall be used to*
20 *pay the salaries and expenses of personnel to carry out the*
21 *transfer or obligation of fiscal year 2002 funds under the*
22 *provisions of section 401 of Public Law 105-185, the Initia-*
23 *tive for Future Agriculture and Food Systems (7 U.S.C.*
24 *7621).*

1 *SEC. 723. None of the funds appropriated or otherwise*
2 *made available by this Act shall be used to pay the salaries*
3 *and expenses of personnel to carry out a conservation farm*
4 *option program, as authorized by section 1240M of the Food*
5 *Security Act of 1985 (16 U.S.C. 3839bb).*

6 *SEC. 724. None of the funds made available to the Food*
7 *and Drug Administration by this Act shall be used to close*
8 *or relocate, or to plan to close or relocate, the Food and*
9 *Drug Administration Division of Pharmaceutical Analysis*
10 *in St. Louis, Missouri, outside the city or county limits*
11 *of St. Louis, Missouri.*

12 *SEC. 725. None of the funds made available to the Food*
13 *and Drug Administration by this Act shall be used to re-*
14 *duce the Detroit, Michigan, Food and Drug Administration*
15 *District Office below the operating and full-time equivalent*
16 *staffing level of July 31, 1999; or to change the Detroit Dis-*
17 *trict Office to a station, residence post or similarly modified*
18 *office; or to reassign residence posts assigned to the Detroit*
19 *District Office: Provided, That this section shall not apply*
20 *to Food and Drug Administration field laboratory facilities*
21 *or operations currently located in Detroit, Michigan, except*
22 *that field laboratory personnel shall be assigned to locations*
23 *in the general vicinity of Detroit, Michigan, pursuant to*
24 *cooperative agreements between the Food and Drug Admin-*

1 *istration and other laboratory facilities associated with the*
2 *State of Michigan.*

3 *SEC. 726. None of the funds appropriated by this Act*
4 *or any other Act shall be used to pay the salaries and ex-*
5 *penses of personnel who prepare or submit appropriations*
6 *language as part of the President's Budget submission to*
7 *the Congress of the United States for programs under the*
8 *jurisdiction of the Appropriations Subcommittees on Agri-*
9 *culture, Rural Development, and Related Agencies that as-*
10 *sumes revenues or reflects a reduction from the previous*
11 *year due to user fees proposals that have not been enacted*
12 *into law prior to the submission of the Budget unless such*
13 *Budget submission identifies which additional spending re-*
14 *ductions should occur in the event the user fees proposals*
15 *are not enacted prior to the date of the convening of a com-*
16 *mittee of conference for the fiscal year 2003 appropriations*
17 *Act.*

18 *SEC. 727. None of the funds made available by this*
19 *Act or any other Act may be used to close or relocate a*
20 *state Rural Development office unless or until cost effective-*
21 *ness and enhancement of program delivery have been deter-*
22 *mined.*

23 *SEC. 728. Of any shipments of commodities made pur-*
24 *suant to section 416(b) of the Agricultural Act of 1949 (7*
25 *U.S.C. 1431(b)), the Secretary of Agriculture shall, to the*

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

6 *(1) agricultural commodities to—*

7 *(A) individuals with Human Immuno-*
8 *deficiency Virus or Acquired Immune Deficiency*
9 *Syndrome in the communities, and*

10 *(B) households in the communities, particu-*
11 *larly individuals caring for orphaned children;*
12 *and*

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

19 *SEC. 729. In addition to amounts otherwise appro-*
20 *priated or made available by this Act, \$1,996,000 is appro-*
21 *priated for the purpose of providing Bill Emerson and*
22 *Mickey Leland Hunger Fellowships through the Congres-*
23 *sional Hunger Center.*

24 *SEC. 730. Refunds or rebates received on an on-going*
25 *basis from a credit card services provider under the Depart-*

1 *ment of Agriculture's charge card programs may be depos-*
2 *ited to and retained without fiscal year limitation in the*
3 *Departmental Working Capital Fund established under 7*
4 *U.S.C. 2235 and used to fund management initiatives of*
5 *general benefit to the Department of Agriculture bureaus*
6 *and offices as determined by the Secretary of Agriculture*
7 *or the Secretary's designee.*

8 *SEC. 731. Notwithstanding section 412 of the Agricul-*
9 *tural Trade Development and Assistance Act of 1954 (7*
10 *U.S.C. 1736f) any balances available to carry out title III*
11 *of such Act as of the date of enactment of this Act, and*
12 *any recoveries and reimbursements that become available*
13 *to carry out title III of such Act, may be used to carry*
14 *out title II of such Act.*

15 *SEC. 732. Of the funds made available under section*
16 *27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2011 et*
17 *seq.), the Secretary may use up to \$5,000,000 for adminis-*
18 *trative costs associated with the distribution of commod-*
19 *ities.*

20 *SEC. 733. Notwithstanding any other provision of law,*
21 *the Secretary may transfer up to \$26,000,000 in funds pro-*
22 *vided for the Environmental Quality Incentives Program*
23 *authorized by Chapter 4, Subtitle D, Title XII of the Food*
24 *Security Act of 1985, for technical assistance to implement*
25 *the Conservation Reserve Program authorized by subchapter*

1 *B, Chapter 1, Title XII of the Food Security Act of 1985,*
2 *with funds to remain available until expended: Provided,*
3 *That notwithstanding any other provision of law, the Sec-*
4 *retary may elect to enroll no more than 340,000 acres for*
5 *continuous signup, conservation reserve enhancement, or*
6 *wetland pilot purposes and no acres for regular enrollment*
7 *into the Conservation Reserve Program authorized by sub-*
8 *chapter B, Chapter 1, Title XII of the Food Security Act*
9 *of 1985, during fiscal year 2002 and any savings derived*
10 *from such action may be transferred, not to exceed*
11 *\$18,000,000, for technical assistance to implement the Con-*
12 *servation Reserve Program, with funds to remain available*
13 *until expended.*

14 *SEC. 734. Notwithstanding any other provision of law,*
15 *the City of St. Joseph, Missouri, shall be eligible for grants*
16 *and loans administered by the rural development mission*
17 *area of the Department of Agriculture relating to an appli-*
18 *cation submitted to the Department by a farmer-owned co-*
19 *operative, a majority of whose members reside in a rural*
20 *area, as determined by the Secretary, and for the purchase*
21 *and operation of a facility beneficial to the purpose of the*
22 *cooperative.*

23 *SEC. 735. Section 17(a)(2)(B) of the Richard B. Rus-*
24 *sell National School Lunch Act (42 U.S.C. 1766(a)(2)(B))*
25 *is amended by striking “2001” and inserting “2002”.*

1 *SEC. 736. Notwithstanding any other provision of law,*
2 *the Natural Resources Conservation Service shall provide*
3 *financial and technical assistance in the amount of*
4 *\$150,000 to the Mallard Pointe project in Madison County,*
5 *Mississippi.*

6 *SEC. 737. Notwithstanding any other provision of law,*
7 *the Secretary of Agriculture shall, in cooperation with the*
8 *State of Illinois, develop and implement a pilot project uti-*
9 *lizing conservation programs of the Department of Agri-*
10 *culture for soil, water, wetlands, and wildlife habitat en-*
11 *hancement in the Illinois River Basin: Provided, That no*
12 *funds shall be made available to carry out this section un-*
13 *less they are expressly provided for a program in this Act*
14 *or any other Act for obligation in fiscal year 2002: Provided*
15 *further, That any conservation reserve program enrollments*
16 *made pursuant to this section shall be subject to section 734*
17 *of this Act.*

18 *SEC. 738. Notwithstanding any other provision of law,*
19 *the Natural Resources Conservation Service shall provide*
20 *\$450,000 for a wetlands restoration and water conservation*
21 *project in the vicinity of Jamestown, Rhode Island.*

22 *SEC. 739. Notwithstanding any other provision of law,*
23 *\$3,000,000 shall be made available from funds under the*
24 *rural business and cooperative development programs of the*
25 *Rural Community Advancement Program for a grant for*

1 *an integrated ethanol plant, feedlot, and animal waste di-*
2 *gestion unit, to the extent matching funds from the Depart-*
3 *ment of Energy are provided if a commitment for such*
4 *matching funds is made prior to July 1, 2002: Provided,*
5 *That such funds shall be released to the project after the*
6 *farmer-owned cooperative equity is in place, and a formally*
7 *executed commitment from a qualified lender based upon*
8 *receipt of necessary permits, contract, and other appro-*
9 *priate documentation has been secured by the project.*

10 *SEC. 740. Hereafter, notwithstanding any other provi-*
11 *sion of law, the Administrator of the Rural Utilities Service*
12 *shall use the authorities provided in the Rural Electrifica-*
13 *tion Act of 1936 to finance the acquisition of existing gen-*
14 *eration, transmission and distribution systems and facili-*
15 *ties serving high cost, predominantly rural areas by entities*
16 *capable of and dedicated to providing or improving service*
17 *in such areas in an efficient and cost effective manner.*

18 *SEC. 741. Notwithstanding subsection (f) of section 156*
19 *of the Agricultural Market Transition Act (7 U.S.C.*
20 *7272(f)), any assessment imposed under that subsection for*
21 *marketings of raw cane sugar or beet sugar for the 2002*
22 *fiscal year shall not be required to be remitted to the Com-*
23 *modity Credit Corporation before September 2, 2002.*

24 *SEC. 742. Notwithstanding any other provision of law,*
25 *the Secretary of Agriculture, acting through the Natural Re-*

1 *sources Conservation Service, shall provide financial assist-*
2 *ance from available funds from the Emergency Watershed*
3 *Protection Program in Arkansas, in an amount not to ex-*
4 *ceed \$400,000 for completion of the current construction*
5 *phase of the Kuhn Bayou (Point Remove) Project.*

6 *SEC. 743. (a) TEMPORARY USE OF EXISTING PAY-*
7 *MENTS TO STATES TABLE.—Notwithstanding section*
8 *101(a)(1) of the Secure Rural Schools and Community Self-*
9 *Determination Act of 2000 (Public Law 106–393; 16 U.S.C.*
10 *500 note), for the purpose of making the first fiscal year’s*
11 *payments under section 102 of such Act to eligible States*
12 *and eligible counties, the full payment amount for each eli-*
13 *gible State and eligible county shall be deemed to be equal*
14 *to the full payment amount calculated for that eligible State*
15 *or eligible county in the Forest Service document entitled*
16 *“P.L. 106–393, Secure Rural Schools and Community Self-*
17 *Determination Act”, dated July 31, 2001.*

18 *(b) REVISION OF TABLE.—For the purpose of making*
19 *payments under section 102 of such Act to eligible States*
20 *and eligible counties of subsequent fiscal years, the Sec-*
21 *retary of Agriculture shall provide for the revision of the*
22 *table referred to in subsection (a) to accurately reflect the*
23 *average of the three highest 25-percent payments and safety*
24 *net payments made to eligible States for the fiscal years*
25 *of the eligibility period, as required by section 101(a)(1)*

1 of such Act. If the revisions are not completed by the time
2 payments under section 102 of such Act are due to be made
3 for a subsequent fiscal year, the table referred to in sub-
4 section (a) shall again be used for the purpose of making
5 the payments for that fiscal year. The Forest Service shall
6 provide the Senate Energy and Natural Resources Com-
7 mittee and the House of Representatives Agriculture Com-
8 mittee with a report on the progress of the correction by
9 March 1, 2002.

10 (c) *ADDITIONAL OPT-OUT OPTION.*—Notwithstanding
11 section 102(b)(2) of Public Law 106–393, if the revision
12 of the table referred to in subsection (a) results in a lower
13 full payment amount to a county that has elected under
14 section 102(a)(2) the full payment amount, then that coun-
15 ty may revisit their election under section 102(b)(1).

16 (d) *DEFINITIONS.*—In this section, the terms “eligible
17 State”, “eligible county”, “eligibility period”, “25-period
18 payment”, and “safety net payments” have the meanings
19 given such terms in section 3 of such Act.

20 (e) *TREATMENT OF CERTAIN MINERAL LEASING RE-*
21 *CEIPTS.*—An eligible county that elects under section 102(b)
22 to receive its share of an eligible State’s full payment
23 amount shall continue to receive its share of any payments
24 made to that State from a lease for mineral resources issued
25 by the Secretary of the Interior under the last paragraph

1 *under the heading “FOREST SERVICE” in the Act of*
2 *March 4, 1917 (Chapter 179; 16 U.S.C. 520).*

3 *(f) MINERAL PAYMENTS.—Section 6(b) of the Mineral*
4 *Leasing Act for Acquired Lands (30 U.S.C. 355(b)) is*
5 *amended by inserting after the first sentence, the following*
6 *new sentence: “The preceding sentence shall also apply to*
7 *any payment to a State derived from a lease for mineral*
8 *resources issued by the Secretary of the Interior under the*
9 *last paragraph under the heading ‘FOREST SERVICE’ in*
10 *the Act of March 4, 1917 (Chapter 179; 16 U.S.C. 520).”.*

11 *SEC. 744. ALASKA PERMANENT FUND. Section 501(b)*
12 *of the Housing Act of 1949 (42 U.S.C. 1471) is amended*
13 *in paragraph (5)—*

14 *(1) by striking “(5)” and inserting “(5)(A)”;*
15 *and*

16 *(2) by adding at the end the following:*

17 *“(B) For purposes of this title, for fiscal years*
18 *2002 and 2003, the term ‘income’ does not include*
19 *dividends received from the Alaska Permanent Fund*
20 *by a person who was under the age of 18 years when*
21 *that person qualified for the dividend.”.*

22 *SEC. 745. Hereafter, any provision of any Act of Con-*
23 *gress relating to colleges and universities eligible to receive*
24 *funds under the Act of August 30, 1890, including Tuskegee*
25 *University, shall apply to West Virginia State College at*

1 *Institute, West Virginia: Provided, That the Secretary may*
2 *waive the matching funds' requirement under section 1449*
3 *of the National Agricultural Research, Extension, and*
4 *Teaching Policy Act of 1977 (7 U.S.C. 3222d) for fiscal*
5 *year 2002 for West Virginia State College if the Secretary*
6 *determines the State of West Virginia will be unlikely to*
7 *satisfy the matching requirement.*

8 *SEC. 746. Notwithstanding any other provision of law,*
9 *the Secretary, acting through the Natural Resources Con-*
10 *servation Service, shall provide financial and technical as-*
11 *sistance relating to the Tanana River bordering the Big*
12 *Delta State Historical Park.*

13 *SEC. 747. None of the funds appropriated or otherwise*
14 *made available by this Act to the Food and Drug Adminis-*
15 *tration shall be used to allow admission of fish or fish prod-*
16 *ucts labeled wholly or in part as "catfish" unless the prod-*
17 *ucts are taxonomically from the family Ictaluridae.*

18 *SEC. 748. The Secretary of Agriculture is authorized*
19 *to accept any unused funds transferred to the Alaska Rail-*
20 *road Corporation for avalanche control and retransfer up*
21 *to \$499,000 of such funds as a direct lump sum payment*
22 *to the City of Valdez to construct an avalanche control wall*
23 *to protect a public school.*

24 *SEC. 749. Of funds previously appropriated to the Bu-*
25 *reau of Land Management under the heading "Wildland*

1 *Fire Management*”, up to \$5,000,000 is transferred to the
2 *Department of Agriculture, Farm Service Agency, for reim-*
3 *bursement for crop damage resulting from the Bureau’s use*
4 *of herbicides in the State of Idaho: Provided, That nothing*
5 *in this section shall be construed to constitute an admission*
6 *of liability in any subsequent litigation with respect to the*
7 *Bureau’s use of such herbicides.*

8 *SEC. 750. PILOT PROGRAM FOR ENROLLMENT OF*
9 *WETLAND AND BUFFER ACREAGE IN CONSERVATION RE-*
10 *SERVE. (a) IN GENERAL.—Section 1231(h)(4)(B) of the*
11 *Food Security Act of 1985 (16 U.S.C. 3831(h)(4)(B)) is*
12 *amended by inserting “(which may include emerging vege-*
13 *tation in water)” after “vegetative cover”.*

14 *(b) CONFORMING AMENDMENT.—Section 1232(a)(4) of*
15 *the Food Security Act of 1985 (16 U.S.C. 3832(a)(4)) is*
16 *amended by inserting “(which may include emerging vege-*
17 *tation in water)” after “vegetative cover”.*

18 *SEC. 751. SPECIALTY CROPS. (a) GRADING OF PRICE-*
19 *SUPPORT TOBACCO.—*

20 *(1) IN GENERAL.—Not later than March 31,*
21 *2002, the Secretary of Agriculture (referred to in this*
22 *section as the “Secretary”) shall conduct a ref-*
23 *erendum among producers of each kind of tobacco*
24 *that is eligible for price support under the Agricul-*
25 *tural Act of 1949 (7 U.S.C. 1421 et seq.) to determine*

1 *whether the producers favor the mandatory grading of*
2 *the tobacco by the Secretary.*

3 (2) *MANDATORY GRADING.*—*If the Secretary de-*
4 *termines that mandatory grading of each kind of to-*
5 *bacco described in paragraph (1) is favored by a ma-*
6 *jority of the producers voting in the referendum, effec-*
7 *tive for the 2002 and subsequent marketing years, the*
8 *Secretary shall ensure that all kinds of the tobacco are*
9 *graded at the time of sale.*

10 (3) *JUDICIAL REVIEW.*—*A determination by the*
11 *Secretary under this subsection shall not be subject to*
12 *judicial review.*

13 (b) *QUOTA REDUCTION FOR CONSERVATION RESERVE*
14 *ACREAGE.*—

15 (1) *IN GENERAL.*—*Section 1236 of the Food Se-*
16 *curity Act of 1985 (16 U.S.C. 3836) is amended—*

17 (A) *by striking subsection (a);*

18 (B) *by redesignating subsections (b), (c),*
19 *and (d) as subsections (a), (b), and (c), respec-*
20 *tively;*

21 (C) *in subsection (b) (as so redesignated),*
22 *by striking “subsection (b)” and inserting “sub-*
23 *section (a)”;* *and*

1 (D) in subsection (c) (as so redesignated),
2 by striking “subsection (c)” and inserting “sub-
3 section (b)”.

4 (2) CONFORMING AMENDMENT.—Section
5 1232(a)(5) of the Food Security Act of 1985 (16
6 U.S.C. 3832(a)(5)) is amended by striking “section
7 1236(d)” and inserting “section 1236(c)”.

8 (3) APPLICATION.—The amendments made by
9 this subsection shall apply beginning with the 2002
10 crop.

11 (c) HORSE BREEDER LOANS.—

12 (1) DEFINITION OF HORSE BREEDER.—In this
13 subsection, the term “horse breeder” means a person
14 that, as of the date of enactment of this Act, derives
15 more than 70 percent of the income of the person from
16 the business of breeding, boarding, raising, training,
17 or selling horses, during the shorter of—

18 (A) the 5-year period ending on January 1,
19 2001; or

20 (B) the period the person has been engaged
21 in such business.

22 (2) LOAN AUTHORIZATION.—The Secretary shall
23 make loans to eligible horse breeders to assist the horse
24 breeders for losses suffered as a result of mare repro-
25 ductive loss syndrome.

1 (3) *ELIGIBILITY.*—*A horse breeder shall be eligi-*
2 *ble for a loan under this subsection if the Secretary*
3 *determines that, as a result of mare reproductive loss*
4 *syndrome—*

5 (A) *during the period beginning January 1*
6 *and ending October 1 of any of calendar years*
7 *2000, 2001, or 2002—*

8 (i) *30 percent or more of the mares*
9 *owned by the horse breeder failed to con-*
10 *ceive, miscarried, aborted, or otherwise*
11 *failed to produce a live healthy foal; or*

12 (ii) *30 percent or more of the mares*
13 *boarded on a farm owned, operated, or*
14 *leased by the horse breeder failed to con-*
15 *ceive, miscarried, aborted, or otherwise*
16 *failed to produce a live healthy foal;*

17 (B) *the horse breeder is unable to meet the*
18 *financial obligations, or pay the ordinary and*
19 *necessary expenses, of the horse breeder incurred*
20 *in connection with breeding, boarding, raising,*
21 *training, or selling horses; and*

22 (C) *the horse breeder is not able to obtain*
23 *sufficient credit elsewhere, in accordance with*
24 *subtitle C of the Consolidated Farm and Rural*
25 *Development Act (7 U.S.C. 1961 et seq.).*

1 (4) *AMOUNT.*—

2 (A) *IN GENERAL.*—*Subject to subparagraph*
3 *(B), the amount of a loan made to a horse breed-*
4 *er under this subsection shall be determined by*
5 *the Secretary on the basis of the amount of losses*
6 *suffered by the horse breeder, and the financial*
7 *needs of the horse breeder, as a result of mare re-*
8 *productive loss syndrome.*

9 (B) *MAXIMUM AMOUNT.*—*The amount of a*
10 *loan made to a horse breeder under this sub-*
11 *section shall not exceed the maximum amount of*
12 *an emergency loan under section 324(a) of the*
13 *Consolidated Farm and Rural Development Act*
14 *(7 U.S.C. 1964(a)).*

15 (5) *TERM.*—

16 (A) *IN GENERAL.*—*Subject to subparagraph*
17 *(B), the term for repayment of a loan made to*
18 *a horse breeder under this subsection shall be de-*
19 *termined by the Secretary based on the ability of*
20 *the horse breeder to repay the loan.*

21 (B) *MAXIMUM TERM.*—*The term of a loan*
22 *made to a horse breeder under this subsection*
23 *shall not exceed 20 years.*

24 (6) *INTEREST RATE.*—*The interest rate for a*
25 *loan made to a horse breeder under this subsection*

1 *shall be the interest rate for emergency loans pre-*
2 *scribed under section 324(b)(1) of the Consolidated*
3 *Farm and Rural Development Act (7 U.S.C.*
4 *1964(b)(1)).*

5 (7) *SECURITY.*—*A loan to a horse breeder under*
6 *this subsection shall be made on the security required*
7 *for emergency loans under section 324(d) of the Con-*
8 *solidated Farm and Rural Development Act (7 U.S.C.*
9 *1964(d)).*

10 (8) *APPLICATION.*—*To be eligible to obtain a*
11 *loan under this subsection, a horse breeder shall sub-*
12 *mit an application for the loan to the Secretary not*
13 *later than September 30, 2002.*

14 (9) *FUNDING.*—*The Secretary shall carry out*
15 *this subsection using funds made available to make*
16 *emergency loans under subtitle C of the Consolidated*
17 *Farm and Rural Development Act (7 U.S.C. 1961 et*
18 *seq.).*

19 (10) *TERMINATION.*—*The authority provided by*
20 *this subsection to make a loan terminates effective*
21 *September 30, 2003.*

22 *SEC. 752. During fiscal year 2002, subsection (a)(2)*
23 *of section 508 of the Federal Crop Insurance Act (7 U.S.C.*
24 *1508) shall be applied as though the term “and potatoes”*
25 *read as follows: “, potatoes, and sweet potatoes”.*

1 *SEC. 753. Within 30 days of the date of enactment of*
2 *this Act, the Secretary of Agriculture shall submit a re-*
3 *programming request to the House and Senate Appropria-*
4 *tions Committees to address the \$21,700,000 in tornado*
5 *damages incurred at the Henry A. Wallace Beltsville Agri-*
6 *cultural Research Center.*

7 *SEC. 754. CITRUS CANKER ERADICATION. (a) IN GEN-*
8 *ERAL.—Section 810 of the Agriculture, Rural Development,*
9 *Food and Drug Administration, and Related Agencies Ap-*
10 *propriations Act, 2001 (114 Stat. 1549A–52) is amended—*

11 *(1) in subsection (a) by striking “The” and in-*
12 *serting “Subject to subsection (e), the”; and*

13 *(2) in subsection (c), by striking “2001” and in-*
14 *serting “2002”.*

15 *(b) EFFECTIVE DATE.—The amendments in subsection*
16 *(a) shall take effect as if enacted on September 30, 2001.*

17 *SEC. 755. From the amount appropriated to the Ani-*
18 *mal and Plant Health Inspection Service, \$300,000 shall*
19 *be provided to monitor and prevent Mare Reproductive Loss*
20 *Syndrome in cooperation with the University of Kentucky.*

21 *SEC. 756. Section 306(a)(20) of the Consolidated Farm*
22 *and Rural Development Act (7 U.S.C. 1926(a)(20)) is*
23 *amended by adding at the end the following new subpara-*
24 *graph:*

1 “(D) *RURAL BROADBAND.*—*The Secretary*
2 *may make grants to regulatory commissions in*
3 *States with communities without dial-up inter-*
4 *net access to establish a competitively neutral*
5 *grant program to telecommunications carriers*
6 *that establish facilities and services which, in the*
7 *commission’s determination, will result in the*
8 *long-term availability to rural communities in*
9 *such States of affordable broadband tele-*
10 *communications services which can be used for*
11 *the provision of high speed internet access.”.*

12 *SEC. 757. In accordance with the Farmland Protection*
13 *Program, a total of \$720,000 shall be made available to*
14 *purchase conservation easements or other interests in land,*
15 *not to exceed 235 acres, in Adair, Green, and Taylor Coun-*
16 *ties, Kentucky: Provided, That \$490,000 of this amount*
17 *shall be from funds made available to the Conservation Re-*
18 *serve Enhancement Program for the State of Kentucky.*

19 *SEC. 758. Notwithstanding any other provision of law,*
20 *the City of Caldwell, Idaho, shall be eligible for grants and*
21 *loans administered by the Rural Housing Service of the*
22 *United States Department of Agriculture for a period not*
23 *to exceed one year from the date of enactment of this Act.*

1 *SEC. 759. Section 8c(1) of the Agricultural Marketing*
2 *Agreement Act of 1937 is amended by adding the following*
3 *provision at the end of the penultimate sentence:*

4 *“The Secretary is authorized to implement a producer*
5 *allotment program and a handler withholding pro-*
6 *gram under the cranberry marketing order in the*
7 *same crop year through informal rulemaking based*
8 *on a recommendation and supporting economic anal-*
9 *ysis submitted by the Cranberry Marketing Com-*
10 *mittee. Such recommendation and analysis shall be*
11 *submitted by the Committee no later than March 1 of*
12 *each year.”.*

13 *SEC. 760. Section 11(f) of the Richard B. Russell Na-*
14 *tional School Lunch Act (42 U.S.C. 1759a(f)) is amended*
15 *by—*

16 *(1) in paragraph (1)(E), by striking “2001” and*
17 *inserting “2003”; and*

18 *(2) in paragraph (2)—*

19 *(A) by striking subparagraph (A) and in-*
20 *serting the following:*

21 *“(A) IN GENERAL.—The Secretary shall*
22 *submit to the Committee on Education and the*
23 *Workforce of the House of Representatives and*
24 *the Committee on Agriculture, Nutrition, and*
25 *Forestry of the Senate—*

1 “(i) not later than January 1, 2003,
2 an interim report on the activities of the
3 State agencies receiving grants under this
4 subsection; and

5 “(ii) not later than January 1, 2004,
6 a final report on the activities of the State
7 agencies receiving grants under this sub-
8 section.”; and

9 (B) in subparagraph (B), by striking “re-
10 port” and inserting “reports”.

11 SEC. 761. From the amount appropriated to the Ani-
12 mal and Plant Health Inspection Service, \$300,000 shall
13 be provided for activities regarding West Nile Virus, in co-
14 operation with the University of Illinois.

15 SEC. 762. Notwithstanding any other provision of law,
16 the City of Mt. Vernon, Washington, shall be eligible for
17 grants and loans administered by the Rural Housing Serv-
18 ice of the United States Department of Agriculture for a
19 period not to exceed one year from the date of enactment
20 of this Act.

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

Attest:

Secretary.

107TH CONGRESS
1ST SESSION

H. R. 2330

AMENDMENT