

## Union Calendar No. 56

112TH CONGRESS  
1ST SESSION

# H. R. 2112

[Report No. 112–101]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

JUNE 3, 2011

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

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## A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That the following sums are appropriated, out of any  
4 money in the Treasury not otherwise appropriated, for Ag-  
5 riculture, Rural Development, Food and Drug Administra-  
6 tion, and Related Agencies programs for the fiscal year  
7 ending September 30, 2012, and for other purposes,  
8 namely:

9                                   TITLE I

10                           AGRICULTURAL PROGRAMS

11           PRODUCTION, PROCESSING AND MARKETING

12                           OFFICE OF THE SECRETARY

13       For necessary expenses of the Office of the Secretary  
14 of Agriculture, \$4,293,000: *Provided*, That not to exceed  
15 \$11,000 of this amount shall be available for official recep-  
16 tion and representation expenses, not otherwise provided  
17 for, as determined by the Secretary.

18                           OFFICE OF TRIBAL RELATIONS

19       For necessary expenses of the Office of Tribal Rela-  
20 tions, \$423,000 to support communication and consulta-  
21 tion activities with Federally Recognized Tribes, as well  
22 as other requirements established by law.

## 1 EXECUTIVE OPERATIONS

## 2 OFFICE OF THE CHIEF ECONOMIST

3 For necessary expenses of the Office of the Chief  
4 Economist, \$10,707,000.

## 5 NATIONAL APPEALS DIVISION

6 For necessary expenses of the National Appeals Divi-  
7 sion, \$12,091,000.

## 8 OFFICE OF BUDGET AND PROGRAM ANALYSIS

9 For necessary expenses of the Office of Budget and  
10 Program Analysis, \$8,004,000.

## 11 OFFICE OF HOMELAND SECURITY

12 For necessary expenses of the Office of Homeland Se-  
13 curity, \$1,272,000.

## 14 OFFICE OF ADVOCACY AND OUTREACH

15 For necessary expenses of the Office of Advocacy and  
16 Outreach, \$1,209,000.

## 17 OFFICE OF THE CHIEF INFORMATION OFFICER

18 For necessary expenses of the Office of the Chief In-  
19 formation Officer, \$35,000,000.

## 20 OFFICE OF THE CHIEF FINANCIAL OFFICER

21 For necessary expenses of the Office of the Chief Fi-  
22 nancial Officer, \$5,310,000: *Provided*, That no funds  
23 made available by this appropriation may be obligated for  
24 FAIR Act or Circular A-76 activities until the Secretary  
25 has submitted to the Committees on Appropriations of

1 both Houses of Congress and the Committee on Oversight  
2 and Government Reform of the House of Representatives  
3 a report on the Department's contracting out policies, in-  
4 cluding agency budgets for contracting out.

5 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL  
6 RIGHTS

7 For necessary expenses of the Office of the Assistant  
8 Secretary for Civil Rights, \$760,000.

9 OFFICE OF CIVIL RIGHTS

10 For necessary expenses of the Office of Civil Rights,  
11 \$19,288,000.

12 OFFICE OF THE ASSISTANT SECRETARY FOR  
13 ADMINISTRATION

14 For necessary expenses of the Office of the Assistant  
15 Secretary for Administration, \$683,000.

16 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL  
17 PAYMENTS

18 (INCLUDING TRANSFERS OF FUNDS)

19 For payment of space rental and related costs pursu-  
20 ant to Public Law 92-313, including authorities pursuant  
21 to the 1984 delegation of authority from the Adminis-  
22 trator of General Services to the Department of Agri-  
23 culture under 40 U.S.C. 121, for programs and activities  
24 of the Department which are included in this Act, and for  
25 alterations and other actions needed for the Department

1 and its agencies to consolidate unneeded space into con-  
2 figurations suitable for release to the Administrator of  
3 General Services, and for the operation, maintenance, im-  
4 provement, and repair of Agriculture buildings and facili-  
5 ties, and for related costs, \$209,505,000, to remain avail-  
6 able until expended; of which \$151,396,000 shall be avail-  
7 able for payments to the General Services Administration  
8 for rent; of which \$11,452,000 shall be available for pay-  
9 ment to the Department of Homeland Security for build-  
10 ing security activities; and of which \$46,657,000 shall be  
11 available for buildings operations and maintenance ex-  
12 penses: *Provided*, That the Secretary may use unobligated  
13 balances from prior years to cover shortfalls incurred in  
14 prior year rental payments: *Provided further*, That the  
15 Secretary is authorized to transfer funds from a Depart-  
16 mental agency to this account to recover the full cost of  
17 the space and security expenses of that agency that are  
18 funded by this account when the actual costs exceed the  
19 agency estimate which will be available for the activities  
20 and payments described herein.

21 HAZARDOUS MATERIALS MANAGEMENT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For necessary expenses of the Department of Agri-  
24 culture, to comply with the Comprehensive Environmental  
25 Response, Compensation, and Liability Act (42 U.S.C.

1 9601 et seq.) and the Resource Conservation and Recovery  
2 Act (42 U.S.C. 6901 et seq.), \$3,393,000, to remain avail-  
3 able until expended: *Provided*, That appropriations and  
4 funds available herein to the Department for Hazardous  
5 Materials Management may be transferred to any agency  
6 of the Department for its use in meeting all requirements  
7 pursuant to the above Acts on Federal and non-Federal  
8 lands.

9 DEPARTMENTAL ADMINISTRATION

10 (INCLUDING TRANSFERS OF FUNDS)

11 For Departmental Administration, \$23,900,000, to  
12 provide for necessary expenses for management support  
13 services to offices of the Department and for general ad-  
14 ministration and other miscellaneous supplies and ex-  
15 penses not otherwise provided for and necessary for the  
16 practical and efficient work of the Department: *Provided*,  
17 That this appropriation shall be reimbursed from applica-  
18 ble appropriations in this Act for travel expenses incident  
19 to the holding of hearings as required by 5 U.S.C. 551-  
20 558.

21 OFFICE OF THE ASSISTANT SECRETARY FOR

22 CONGRESSIONAL RELATIONS

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses of the Office of the Assistant  
25 Secretary for Congressional Relations to carry out the pro-

1 grams funded by this Act, including programs involving  
2 intergovernmental affairs and liaison within the executive  
3 branch, \$3,289,000: *Provided*, That these funds may be  
4 transferred to agencies of the Department of Agriculture  
5 funded by this Act to maintain personnel at the agency  
6 level; *Provided further*, That no funds made available by  
7 this appropriation may be obligated after 30 days from  
8 the date of enactment of this Act, unless the Secretary  
9 has notified the Committees on Appropriations of both  
10 Houses of Congress on the allocation of these funds by  
11 USDA agency: *Provided further*, That no other funds ap-  
12 propriated to the Department by this Act shall be available  
13 to the Department for support of congressional relations  
14 activities.

15 OFFICE OF COMMUNICATIONS

16 For necessary expenses of the Office of Communica-  
17 tions, \$8,058,000.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector  
20 General, including employment pursuant to the Inspector  
21 General Act of 1978, \$80,000,000, including such sums  
22 as may be necessary for contracting and other arrange-  
23 ments with public agencies and private persons pursuant  
24 to section 6(a)(9) of the Inspector General Act of 1978,  
25 and including not to exceed \$125,000 for certain confiden-

1 tial operational expenses, including the payment of inform-  
 2 ants, to be expended under the direction of the Inspector  
 3 General pursuant to Public Law 95–452 and section 1337  
 4 of Public Law 97–98.

5 OFFICE OF THE GENERAL COUNSEL

6 For necessary expenses of the Office of the General  
 7 Counsel, \$35,204,000.

8 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,  
 9 EDUCATION AND ECONOMICS

10 For necessary expenses of the Office of the Under  
 11 Secretary for Research, Education and Economics,  
 12 \$760,000.

13 ECONOMIC RESEARCH SERVICE

14 For necessary expenses of the Economic Research  
 15 Service, \$70,000,000.

16 NATIONAL AGRICULTURAL STATISTICS SERVICE

17 For necessary expenses of the National Agricultural  
 18 Statistics Service, \$149,500,000, of which up to  
 19 \$40,000,000 shall be available until expended for the Cen-  
 20 sus of Agriculture.

21 AGRICULTURAL RESEARCH SERVICE

22 SALARIES AND EXPENSES

23 For necessary expenses of the Agricultural Research  
 24 Service and for acquisition of lands by donation, exchange,  
 25 or purchase at a nominal cost not to exceed \$100, and



1 for land exchanges where the lands exchanged shall be of  
2 equal value or shall be equalized by a payment of money  
3 to the grantor which shall not exceed 25 percent of the  
4 total value of the land or interests transferred out of Fed-  
5 eral ownership, \$993,345,000: *Provided*, That appropria-  
6 tions hereunder shall be available for the operation and  
7 maintenance of aircraft and the purchase of not to exceed  
8 one for replacement only: *Provided further*, That appro-  
9 priations hereunder shall be available pursuant to 7  
10 U.S.C. 2250 for the construction, alteration, and repair  
11 of buildings and improvements, but unless otherwise pro-  
12 vided, the cost of constructing any one building shall not  
13 exceed \$375,000, except for headhouses or greenhouses  
14 which shall each be limited to \$1,200,000, and except for  
15 10 buildings to be constructed or improved at a cost not  
16 to exceed \$750,000 each, and the cost of altering any one  
17 building during the fiscal year shall not exceed 10 percent  
18 of the current replacement value of the building or  
19 \$375,000, whichever is greater: *Provided further*, That the  
20 limitations on alterations contained in this Act shall not  
21 apply to modernization or replacement of existing facilities  
22 at Beltsville, Maryland: *Provided further*, That appropria-  
23 tions hereunder shall be available for granting easements  
24 at the Beltsville Agricultural Research Center: *Provided*  
25 *further*, That the foregoing limitations shall not apply to

1 replacement of buildings needed to carry out the Act of  
 2 April 24, 1948 (21 U.S.C. 113a): *Provided further*, That  
 3 funds may be received from any State, other political sub-  
 4 division, organization, or individual for the purpose of es-  
 5 tablishing or operating any research facility or research  
 6 project of the Agricultural Research Service, as authorized  
 7 by law.

8 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE  
 9 RESEARCH AND EDUCATION ACTIVITIES

10 For payments to agricultural experiment stations, for  
 11 cooperative forestry and other research, for facilities, and  
 12 for other expenses, \$600,800,000, as follows: to carry out  
 13 the provisions of the Hatch Act of 1887 (7 U.S.C. 361a–  
 14 i), \$208,000,000; for grants for cooperative forestry re-  
 15 search (16 U.S.C. 582a through a–7), \$30,000,000; for  
 16 payments to eligible institutions (7 U.S.C. 3222),  
 17 \$48,000,000, provided that each institution receives no  
 18 less than \$1,000,000; for special grants (7 U.S.C.  
 19 450i(c)), \$1,250,000; for competitive grants for Inte-  
 20 grated Pest Management and Biological Control (7 U.S.C.  
 21 450i(c)), \$14,000,000; for competitive grants (7 U.S.C.  
 22 450i(b)), \$229,500,000, to remain available until ex-  
 23 pended; for the support of animal health and disease pro-  
 24 grams (7 U.S.C. 3195), \$4,000,000; for a program pursu-  
 25 ant to section 1415A of the National Agricultural Re-

1 search, Extension, and Teaching Policy Act of 1977 (7  
 2 U.S.C. 3151a), \$4,200,000, to remain available until ex-  
 3 pended; for a higher education multicultural scholars pro-  
 4 gram (7 U.S.C. 3152(b)(5)), \$1,000,000, to remain avail-  
 5 able until expended (7 U.S.C. 2209b); for an education  
 6 grants program for Hispanic-serving Institutions (7  
 7 U.S.C. 3241), \$7,800,000; for competitive grants for the  
 8 purpose of carrying out all provisions of 7 U.S.C. 3156  
 9 to individual eligible institutions or consortia of eligible in-  
 10 stitutions in Alaska and in Hawaii, with funds awarded  
 11 equally to each of the States of Alaska and Hawaii,  
 12 \$2,700,000; for secondary education, 2-year post-sec-  
 13 ondary education, and agriculture in the K-12 classroom  
 14 (7 U.S.C. 3152(j)), \$900,000; for aquaculture grants (7  
 15 U.S.C. 3322), \$3,300,000; for sustainable agriculture re-  
 16 search and education (7 U.S.C. 5811), \$12,300,000; for  
 17 a program of capacity building grants (7 U.S.C.  
 18 3152(b)(4)) to institutions eligible to receive funds under  
 19 7 U.S.C. 3221 and 3222, \$16,400,000, to remain avail-  
 20 able until expended (7 U.S.C. 2209b); for payments to the  
 21 1994 Institutions pursuant to section 534(a)(1) of Public  
 22 Law 103–382, \$2,800,000; for resident instruction grants  
 23 for insular areas under section 1491 of the National Agri-  
 24 cultural Research, Extension, and Teaching Policy Act of  
 25 1977 (7 U.S.C. 3363), \$900,000; for distance education

1 grants for insular areas under section 1490 of the Na-  
 2 tional Agricultural Research, Extension, and Teaching  
 3 Policy Act of 1977 (7 U.S.C. 3362), \$750,000; for com-  
 4 petitive grants for policy research (7 U.S.C. 3155),  
 5 \$3,000,000; and for necessary expenses of Research and  
 6 Education Activities, \$10,000,000, of which \$2,500,000  
 7 for the Research, Education, and Economics Information  
 8 System and \$2,000,000 for the Electronic Grants Infor-  
 9 mation System, are to remain available until expended.

#### 10 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

#### 14 EXTENSION ACTIVITIES

15 For payments to States, the District of Columbia,  
 16 Puerto Rico, Guam, the Virgin Islands, Micronesia, the  
 17 Northern Marianas, and American Samoa, \$411,200,000,  
 18 as follows: payments for cooperative extension work under  
 19 the Smith–Lever Act, to be distributed under sections 3(b)  
 20 and 3(c) of said Act, and under section 208(c) of Public  
 21 Law 93–471, for retirement and employees’ compensation  
 22 costs for extension agents, \$259,200,000; payments for  
 23 extension work at the 1994 Institutions under the Smith–  
 24 Lever Act (7 U.S.C. 343(b)(3)), \$3,600,000; payments for  
 25 the nutrition and family education program for low-income

1 areas under section 3(d) of the Act, \$58,000,000; pay-  
2 ments for the pest management program under section  
3 3(d) of the Act, \$8,400,000; payments for New Tech-  
4 nologies for Agriculture Extension under section 3(d) of  
5 the Act, \$1,400,000; payments to upgrade research, exten-  
6 sion, and teaching facilities at institutions eligible to re-  
7 ceive funds under 7 U.S.C. 3221 and 3222, \$16,700,000,  
8 to remain available until expended; payments for youth-  
9 at-risk programs under section 3(d) of the Smith–Lever  
10 Act, \$7,100,000; payments for carrying out the provisions  
11 of the Renewable Resources Extension Act of 1978 (16  
12 U.S.C. 1671 et seq.), \$3,400,000; payments for the feder-  
13 ally-recognized Tribes Extension Program under section  
14 3(d) of the Smith–Lever Act, \$2,600,000; payments for  
15 sustainable agriculture programs under section 3(d) of the  
16 Act, \$4,000,000; payments for rural health and safety  
17 education as authorized by section 502(i) of Public Law  
18 92–419 (7 U.S.C. 2662(i)), \$1,500,000; payments for co-  
19 operative extension work by eligible institutions (7 U.S.C.  
20 3221), \$36,000,000, provided that each institution re-  
21 ceives no less than \$1,000,000; for grants to youth organi-  
22 zations pursuant to 7 U.S.C. 7630, \$1,500,000; for pay-  
23 ments to carry out the food animal residue avoidance data-  
24 base program as authorized by 7 U.S.C. 7642,

1 \$1,000,000; and for necessary expenses of Extension Ac-  
2 tivities, \$6,800,000.

3 INTEGRATED ACTIVITIES

4 For the integrated research, education, and extension  
5 grants program authorized under section 406 of the Agri-  
6 cultural Research, Extension, and Education Reform Act  
7 of 1998 (7 U.S.C. 7626), including necessary administra-  
8 tive expenses, \$8,000,000, as follows: for a competitive or-  
9 ganic transition program, \$4,000,000; and for the regional  
10 pest management centers program \$4,000,000.

11 OFFICE OF THE UNDER SECRETARY FOR MARKETING  
12 AND REGULATORY PROGRAMS

13 For necessary expenses of the Office of the Under  
14 Secretary for Marketing and Regulatory Programs,  
15 \$760,000.

16 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

17 SALARIES AND EXPENSES

18 (INCLUDING TRANSFERS OF FUNDS)

19 For necessary expenses of the Animal and Plant  
20 Health Inspection Service, including up to \$30,000 for  
21 representation allowances and for expenses pursuant to  
22 the Foreign Service Act of 1980 (22 U.S.C. 4085),  
23 \$790,000,000, of which \$2,000,000, to be available until  
24 expended, shall be available for the control of outbreaks  
25 of insects, plant diseases, animal diseases and for control

1 of pest animals and birds (“contingency fund”) to the ex-  
2 tent necessary to meet emergency conditions; of which  
3 \$16,000,000, to remain available until expended, shall be  
4 used for the cotton pests program for cost share purposes  
5 or for debt retirement for active eradication zones; of  
6 which \$32,500,000, to remain available until expended,  
7 shall be for Animal Health Technical Services; of which  
8 \$54,000,000, to remain available until expended, shall be  
9 used to support avian health; of which \$4,200,000, to re-  
10 main available until expended, shall be for information  
11 technology infrastructure; of which \$147,000,000, to re-  
12 main available until expended, shall be for specialty crop  
13 pests; of which, \$9,000,000, to remain available until ex-  
14 pended, shall be for field crop and rangeland ecosystem  
15 pests; of which \$52,000,000, to remain available until ex-  
16 pended, shall be for tree and wood pests; of which  
17 \$2,300,000, to remain available until expended, shall be  
18 for the National Veterinary Stockpile; of which up to  
19 \$1,500,000, to remain available until expended, shall be  
20 for the scrapie program for indemnities; of which  
21 \$1,000,000, to remain available until expended, shall be  
22 for wildlife services methods development; of which  
23 \$1,500,000, to remain available until expended, shall be  
24 for the wildlife damage management program for aviation  
25 safety; and up to 25 percent of the screwworm program

1 shall remain available until expended: *Provided*, That no  
2 funds shall be used to formulate or administer a brucel-  
3 losis eradication program for the current fiscal year that  
4 does not require minimum matching by the States of at  
5 least 40 percent: *Provided further*, That this appropriation  
6 shall be available for the operation and maintenance of  
7 aircraft and the purchase of not to exceed four, of which  
8 two shall be for replacement only: *Provided further*, That,  
9 in addition, in emergencies which threaten any segment  
10 of the agricultural production industry of this country, the  
11 Secretary may transfer from other appropriations or funds  
12 available to the agencies or corporations of the Depart-  
13 ment such sums as may be deemed necessary, to be avail-  
14 able only in such emergencies for the arrest and eradi-  
15 cation of contagious or infectious disease or pests of ani-  
16 mals, poultry, or plants, and for expenses in accordance  
17 with sections 10411 and 10417 of the Animal Health Pro-  
18 tection Act (7 U.S.C. 8310 and 8316) and sections 431  
19 and 442 of the Plant Protection Act (7 U.S.C. 7751 and  
20 7772), and any unexpended balances of funds transferred  
21 for such emergency purposes in the preceding fiscal year  
22 shall be merged with such transferred amounts: *Provided*  
23 *further*, That appropriations hereunder shall be available  
24 pursuant to law (7 U.S.C. 2250) for the repair and alter-  
25 ation of leased buildings and improvements, but unless



1 otherwise provided the cost of altering any one building  
2 during the fiscal year shall not exceed 10 percent of the  
3 current replacement value of the building.

4 In fiscal year 2012, the agency is authorized to collect  
5 fees to cover the total costs of providing technical assist-  
6 ance, goods, or services requested by States, other political  
7 subdivisions, domestic and international organizations,  
8 foreign governments, or individuals, provided that such  
9 fees are structured such that any entity's liability for such  
10 fees is reasonably based on the technical assistance, goods,  
11 or services provided to the entity by the agency, and such  
12 fees shall be reimbursed to this account, to remain avail-  
13 able until expended, without further appropriation, for  
14 providing such assistance, goods, or services.

15 BUILDINGS AND FACILITIES

16 For plans, construction, repair, preventive mainte-  
17 nance, environmental support, improvement, extension, al-  
18 teration, and purchase of fixed equipment or facilities, as  
19 authorized by 7 U.S.C. 2250, and acquisition of land as  
20 authorized by 7 U.S.C. 428a, \$3,200,000, to remain avail-  
21 able until expended.

22 AGRICULTURAL MARKETING SERVICE

23 MARKETING SERVICES

24 For necessary expenses of the Agricultural Marketing  
25 Service, \$77,500,000: *Provided*, That this appropriation

1 shall be available pursuant to law (7 U.S.C. 2250) for the  
 2 alteration and repair of buildings and improvements, but  
 3 the cost of altering any one building during the fiscal year  
 4 shall not exceed 10 percent of the current replacement  
 5 value of the building. Fees may be collected for the cost  
 6 of standardization activities, as established by regulation  
 7 pursuant to law (31 U.S.C. 9701).

8           LIMITATION ON ADMINISTRATIVE EXPENSES

9           Not to exceed \$61,000,000 (from fees collected) shall  
 10 be obligated during the current fiscal year for administra-  
 11 tive expenses: *Provided*, That if crop size is understated  
 12 and/or other uncontrollable events occur, the agency may  
 13 exceed this limitation by up to 10 percent with notification  
 14 to the Committees on Appropriations of both Houses of  
 15 Congress.

16       FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

17                               SUPPLY (SECTION 32)

18                               (INCLUDING TRANSFERS OF FUNDS)

19       Funds available under section 32 of the Act of Au-  
 20 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-  
 21 modity program expenses as authorized therein, and other  
 22 related operating expenses, except for: (1) transfers to the  
 23 Department of Commerce as authorized by the Fish and  
 24 Wildlife Act of August 8, 1956; (2) transfers otherwise  
 25 provided in this Act; and (3) not more than \$20,056,000

1 for formulation and administration of marketing agree-  
 2 ments and orders pursuant to the Agricultural Marketing  
 3 Agreement Act of 1937 and the Agricultural Act of 1961.

4 PAYMENTS TO STATES AND POSSESSIONS

5 For payments to State departments of agriculture,  
 6 bureaus and departments of markets, and similar agencies  
 7 for marketing activities under section 204(b) of the Agri-  
 8 cultural Marketing Act of 1946 (7 U.S.C. 1623(b)),  
 9 \$1,331,000.

10 GRAIN INSPECTION, PACKERS AND STOCKYARDS

11 ADMINISTRATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Grain Inspection,  
 14 Packers and Stockyards Administration, \$37,000,000:  
 15 *Provided*, That this appropriation shall be available pursu-  
 16 ant to law (7 U.S.C. 2250) for the alteration and repair  
 17 of buildings and improvements, but the cost of altering  
 18 any one building during the fiscal year shall not exceed  
 19 10 percent of the current replacement value of the build-  
 20 ing.

21 LIMITATION ON INSPECTION AND WEIGHING SERVICES

22 EXPENSES

23 Not to exceed \$47,500,000 (from fees collected) shall  
 24 be obligated during the current fiscal year for inspection  
 25 and weighing services: *Provided*, That if grain export ac-

1 tivities require additional supervision and oversight, or  
 2 other uncontrollable factors occur, this limitation may be  
 3 exceeded by up to 10 percent with notification to the Com-  
 4 mittees on Appropriations of both Houses of Congress.

5 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

6 For necessary expenses of the Office of the Under  
 7 Secretary for Food Safety, \$689,000.

8 FOOD SAFETY AND INSPECTION SERVICE

9 For necessary expenses to carry out services author-  
 10 ized by the Federal Meat Inspection Act, the Poultry  
 11 Products Inspection Act, and the Egg Products Inspection  
 12 Act, including not to exceed \$50,000 for representation  
 13 allowances and for expenses pursuant to section 8 of the  
 14 Act approved August 3, 1956 (7 U.S.C. 1766),  
 15 \$972,028,000; and in addition, \$1,000,000 may be cred-  
 16 ited to this account from fees collected for the cost of lab-  
 17 oratory accreditation as authorized by section 1327 of the  
 18 Food, Agriculture, Conservation and Trade Act of 1990  
 19 (7 U.S.C. 138f): *Provided*, That funds provided for the  
 20 Public Health Data Communication Infrastructure system  
 21 shall remain available until expended: *Provided further*,  
 22 That this appropriation shall be available pursuant to law  
 23 (7 U.S.C. 2250) for the alteration and repair of buildings  
 24 and improvements, but the cost of altering any one build-

1 ing during the fiscal year shall not exceed 10 percent of  
2 the current replacement value of the building.

3 OFFICE OF THE UNDER SECRETARY FOR FARM AND  
4 FOREIGN AGRICULTURAL SERVICES

5 For necessary expenses of the Office of the Under  
6 Secretary for Farm and Foreign Agricultural Services,  
7 \$760,000.

8 FARM SERVICE AGENCY

9 SALARIES AND EXPENSES

10 (INCLUDING TRANSFERS OF FUNDS)

11 For necessary expenses of the Farm Service Agency,  
12 \$1,176,500,000: *Provided*, That the Secretary is author-  
13 ized to use the services, facilities, and authorities (but not  
14 the funds) of the Commodity Credit Corporation to make  
15 program payments for all programs administered by the  
16 Agency: *Provided further*, That other funds made available  
17 to the Agency for authorized activities may be advanced  
18 to and merged with this account: *Provided further*, That  
19 funds made available to county committees shall remain  
20 available until expended.

21 STATE MEDIATION GRANTS

22 For grants pursuant to section 502(b) of the Agricul-  
23 tural Credit Act of 1987, as amended (7 U.S.C. 5101–  
24 5106), \$3,550,000.

## 1 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

2 For necessary expenses to carry out wellhead or  
3 groundwater protection activities under section 1240O of  
4 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),  
5 \$3,605,000, to remain available until expended.

## 6 DAIRY INDEMNITY PROGRAM

7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses involved in making indemnity  
9 payments to dairy farmers and manufacturers of dairy  
10 products under a dairy indemnity program, such sums as  
11 may be necessary, to remain available until expended: *Pro-*  
12 *vided*, That such program is carried out by the Secretary  
13 in the same manner as the dairy indemnity program de-  
14 scribed in the Agriculture, Rural Development, Food and  
15 Drug Administration, and Related Agencies Appropria-  
16 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–  
17 12).

## 18 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

19 ACCOUNT

20 (INCLUDING TRANSFERS OF FUNDS)

21 For gross obligations for the principal amount of di-  
22 rect and guaranteed farm ownership (7 U.S.C. 1922 et  
23 seq.) and operating (7 U.S.C. 1941 et seq.) loans, Indian  
24 tribe land acquisition loans (25 U.S.C. 488), boll weevil  
25 loans (7 U.S.C. 1989), guaranteed conservation loans (7

1 U.S.C. 1924 et seq.), and Indian highly fractionated land  
2 loans (25 U.S.C. 488) to be available from funds in the  
3 Agricultural Credit Insurance Fund, as follows:  
4 \$1,500,000,000 for unsubsidized guaranteed farm owner-  
5 ship loans and \$475,000,000 for farm ownership direct  
6 loans; \$1,500,000,000 for unsubsidized guaranteed oper-  
7 ating loans and \$1,050,090,000 for direct operating loans;  
8 Indian tribe land acquisition loans, \$2,000,000; guaran-  
9 teed conservation loans, \$150,000,000; Indian highly  
10 fractionated land loans, \$10,000,000; and for boll weevil  
11 eradication program loans, \$100,000,000: *Provided*, That  
12 the Secretary shall deem the pink bollworm to be a boll  
13 weevil for the purpose of boll weevil eradication program  
14 loans.

15 For the cost of direct and guaranteed loans and  
16 grants, including the cost of modifying loans as defined  
17 in section 502 of the Congressional Budget Act of 1974,  
18 as follows: farm ownership, \$22,800,000 for direct loans;  
19 farm operating loans, \$26,100,000 for unsubsidized guar-  
20 anteed operating loans, \$59,120,000 for direct operating  
21 loans; and Indian highly fractionated land loans,  
22 \$193,000.

23 In addition, for administrative expenses necessary to  
24 carry out the direct and guaranteed loan programs,  
25 \$268,634,000, of which \$260,730,000 shall be paid to the

1 appropriation for “Farm Service Agency, Salaries and Ex-  
2 penses”.

3 Funds appropriated by this Act to the Agricultural  
4 Credit Insurance Program Account for farm ownership,  
5 operating and conservation direct loans and guaranteed  
6 loans may be transferred among these programs: *Pro-*  
7 *vided*, That the Committees on Appropriations of both  
8 Houses of Congress are notified at least 15 days in ad-  
9 vance of any transfer.

#### 10 RISK MANAGEMENT AGENCY

11 For necessary expenses of the Risk Management  
12 Agency, \$68,016,000: *Provided*, That the funds made  
13 available under section 522(e) of the Federal Crop Insur-  
14 ance Act (7 U.S.C. 1522(e)) may be used for the Common  
15 Information Management System: *Provided further*, That  
16 not to exceed \$1,000 shall be available for official recep-  
17 tion and representation expenses, as authorized by 7  
18 U.S.C. 1506(i).

#### 19 CORPORATIONS

20 The following corporations and agencies are hereby  
21 authorized to make expenditures, within the limits of  
22 funds and borrowing authority available to each such cor-  
23 poration or agency and in accord with law, and to make  
24 contracts and commitments without regard to fiscal year  
25 limitations as provided by section 104 of the Government



1 Corporation Control Act as may be necessary in carrying  
2 out the programs set forth in the budget for the current  
3 fiscal year for such corporation or agency, except as here-  
4 inafter provided.

5 FEDERAL CROP INSURANCE CORPORATION FUND

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

9 COMMODITY CREDIT CORPORATION FUND

10 REIMBURSEMENT FOR NET REALIZED LOSSES

11 (INCLUDING TRANSFERS OF FUNDS)

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

## HAZARDOUS WASTE MANAGEMENT

## (LIMITATION ON EXPENSES)

For the current fiscal year, the Commodity Credit Corporation shall not expend more than \$5,000,000 for site investigation and cleanup expenses, and operations and maintenance expenses to comply with the requirement of section 107(g) of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9607(g)), and section 6001 of the Resource Conservation and Recovery Act (42 U.S.C. 6961).

## TITLE II

## CONSERVATION PROGRAMS

## OFFICE OF THE UNDER SECRETARY FOR NATURAL

## RESOURCES AND ENVIRONMENT

For necessary expenses of the Office of the Under Secretary for Natural Resources and Environment, \$760,000.

## NATURAL RESOURCES CONSERVATION SERVICE

## CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1935 (16 U.S.C. 590a–f), including preparation of conservation plans and establishment of measures to conserve soil and water (including farm irrigation and land drainage and such special measures for soil and water management as may be necessary

1 to prevent floods and the siltation of reservoirs and to con-  
2 trol agricultural related pollutants); operation of conserva-  
3 tion plant materials centers; classification and mapping of  
4 soil; dissemination of information; acquisition of lands,  
5 water, and interests therein for use in the plant materials  
6 program by donation, exchange, or purchase at a nominal  
7 cost not to exceed \$100 pursuant to the Act of August  
8 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-  
9 ation or improvement of permanent and temporary build-  
10 ings; and operation and maintenance of aircraft,  
11 \$770,956,000, to remain available until September 30,  
12 2013: *Provided*, That appropriations hereunder shall be  
13 available pursuant to 7 U.S.C. 2250 for construction and  
14 improvement of buildings and public improvements at  
15 plant materials centers, except that the cost of alterations  
16 and improvements to other buildings and other public im-  
17 provements shall not exceed \$250,000: *Provided further*,  
18 That when buildings or other structures are erected on  
19 non-Federal land, that the right to use such land is ob-  
20 tained as provided in 7 U.S.C. 2250a.

21           WATERSHED REHABILITATION PROGRAM

22           Under the authorities of Section 14 of the Watershed  
23 Protection and Flood Prevention Act, \$15,000,000 is pro-  
24 vided.

1 TITLE III  
2 RURAL DEVELOPMENT  
3 OFFICE OF THE UNDER SECRETARY FOR RURAL  
4 DEVELOPMENT

5 For necessary expenses of the Office of the Under  
6 Secretary for Rural Development, \$760,000.

7 RURAL DEVELOPMENT SALARIES AND EXPENSES  
8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses for carrying out the adminis-  
10 tration and implementation of programs in the Rural De-  
11 velopment mission area, including activities with institu-  
12 tions concerning the development and operation of agricul-  
13 tural cooperatives; and for cooperative agreements;  
14 \$161,011,000: *Provided*, That notwithstanding any other  
15 provision of law, funds appropriated under this section  
16 may be used for advertising and promotional activities  
17 that support the Rural Development mission area: *Pro-*  
18 *vided further*, That not more than \$10,000 may be ex-  
19 pended to provide modest non-monetary awards to non-  
20 USDA employees: *Provided further*, That any balances  
21 available from prior years for the Rural Utilities Service,  
22 Rural Housing Service, and the Rural Business-Coopera-  
23 tive Service salaries and expenses accounts shall be trans-  
24 ferred to and merged with this appropriation.

## 1 RURAL HOUSING SERVICE

## 2 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

## 3 (INCLUDING TRANSFERS OF FUNDS)

4 For gross obligations for the principal amount of di-  
5 rect and guaranteed loans as authorized by title V of the  
6 Housing Act of 1949, to be available from funds in the  
7 rural housing insurance fund, as follows: \$24,845,666,000  
8 for loans to section 502 borrowers, of which \$845,666,000  
9 shall be for direct loans, and of which \$24,000,000,000  
10 shall be for unsubsidized guaranteed loans; and  
11 \$58,617,000 for section 515 rental housing loans.

12 For the cost of direct and guaranteed loans, including  
13 the cost of modifying loans, as defined in section 502 of  
14 the Congressional Budget Act of 1974, as follows:  
15 \$40,000,000 for 502 direct loans; and \$20,000,000 for re-  
16 pair, rehabilitation, and new construction of section 515  
17 rental housing: *Provided*, That of the total amount appro-  
18 priated in this paragraph, the amount equal to the amount  
19 of Rural Housing Insurance Fund Program Account funds  
20 allocated by the Secretary for Rural Economic Area Part-  
21 nership Zones for the fiscal year 2011, shall be available  
22 through June 30, 2012, for communities designated by the  
23 Secretary of Agriculture as Rural Economic Area Partner-  
24 ship Zones.

8        In addition, for administrative expenses necessary to  
9 carry out the direct and guaranteed loan programs,  
10 \$400,000,000 shall be paid to the appropriation for  
11 “Rural Development, Salaries and Expenses”.

For rental assistance agreements entered into or renewed pursuant to the authority under section 521(a)(2) or agreements entered into in lieu of debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Housing Act of 1949, \$890,000,000; and, in addition, such sums as may be necessary, as authorized by section 521(c) of the Act, to liquidate debt incurred prior to fiscal year 1992 to carry out the rental assistance program under section 521(a)(2) of the Act: *Provided*, That of this amount not less than \$1,500,000 is available for newly constructed units financed by section 515 of the Housing Act of 1949, and not less than \$2,500,000 is for newly constructed units financed under

1 sections 514 and 516 of the Housing Act of 1949: *Pro-*  
2 *vided further*, That rental assistance agreements entered  
3 into or renewed during the current fiscal year shall be  
4 funded for a one-year period: *Provided further*, That any  
5 unexpended balances remaining at the end of such one-  
6 year agreements may be transferred and used for the pur-  
7 poses of any debt reduction; maintenance, repair, or reha-  
8 bilitation of any existing projects; preservation; and rental  
9 assistance activities authorized under title V of the Act:  
10 *Provided further*, That rental assistance provided under  
11 agreements entered into prior to fiscal year 2012 for a  
12 farm labor multi-family housing project financed under  
13 section 514 or 516 of the Act may not be recaptured for  
14 use in another project until such assistance has remained  
15 unused for a period of 12 consecutive months, if such  
16 project has a waiting list of tenants seeking such assist-  
17 ance or the project has rental assistance eligible tenants  
18 who are not receiving such assistance: *Provided further*,  
19 That such recaptured rental assistance shall, to the extent  
20 practicable, be applied to another farm labor multi-family  
21 housing project financed under section 514 or 516 of the  
22 Act.

22 MUTUAL AND SELF-HELP HOUSING GRANTS

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1 *Provided*, That of the total amount appropriated under  
 2 this heading, the amount equal to the amount of Mutual  
 3 and Self-Help Housing Grants allocated by the Secretary  
 4 for Rural Economic Area Partnership Zones for the fiscal  
 5 year 2011, shall be available through June 30, 2012, for  
 6 communities designated by the Secretary of Agriculture  
 7 as Rural Economic Area Partnership Zones.

8 RURAL HOUSING ASSISTANCE GRANTS

9 (INCLUDING TRANSFER OF FUNDS)

10 For grants and contracts for very low-income housing  
 11 repair made by the Rural Housing Service, as authorized  
 12 by 42 U.S.C. 1474, \$32,000,000, to remain available until  
 13 expended: *Provided*, That of the total amount appro-  
 14 priated under this heading, the amount equal to the  
 15 amount of Rural Housing Assistance Grants allocated by  
 16 the Secretary for Rural Economic Area Partnership Zones  
 17 for the fiscal year 2011, shall be available through June  
 18 30, 2012, for communities designated by the Secretary of  
 19 Agriculture as Rural Economic Area Partnership Zones.

20 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For the cost of direct loans and grants for rural com-  
 23 munity facilities programs as authorized by section 306  
 24 and described in section 381E(d)(1) of the Consolidated  
 25 Farm and Rural Development Act, \$18,000,000, to re-

1 main available until expended: *Provided*, That \$3,000,000  
2 of the amount appropriated under this heading shall be  
3 available for a Rural Community Development Initiative:  
4 *Provided further*, That such funds shall be used solely to  
5 develop the capacity and ability of private, non-profit com-  
6 munity-based housing and community development orga-  
7 nizations, low-income rural communities, and Federally  
8 Recognized Native American Tribes to undertake projects  
9 to improve housing, community facilities, community and  
10 economic development projects in rural areas: *Provided*  
11 *further*, That such funds shall be made available to quali-  
12 fied private, nonprofit and public intermediary organiza-  
13 tions proposing to carry out a program of financial and  
14 technical assistance: *Provided further*, That such inter-  
15 mediary organizations shall provide matching funds from  
16 other sources, including Federal funds for related activi-  
17 ties, in an amount not less than funds provided: *Provided*  
18 *further*, That of the amount appropriated under this head-  
19 ing, the amount equal to the amount of Rural Community  
20 Facilities Program Account funds allocated by the Sec-  
21 retary for Rural Economic Area Partnership Zones for the  
22 fiscal year 2011, shall be available through June 30, 2012,  
23 for communities designated by the Secretary of Agri-  
24 culture as Rural Economic Area Partnership Zones for the  
25 rural community programs described in section

1 381E(d)(1) of the Consolidated Farm and Rural Develop-  
 2 ment Act: *Provided further*, That sections 381E-H and  
 3 381N of the Consolidated Farm and Rural Development  
 4 Act are not applicable to the funds made available under  
 5 this heading.

6 RURAL BUSINESS—COOPERATIVE SERVICE

7 RURAL BUSINESS PROGRAM ACCOUNT

8 (INCLUDING TRANSFERS OF FUNDS)

9 For the cost of loan guarantees and grants, for the  
 10 rural business development programs authorized by sec-  
 11 tions 306 and 310B and described in section 381E(d)(3)  
 12 of the Consolidated Farm and Rural Development Act,  
 13 \$64,500,000, to remain available until expended: *Pro-*  
 14 *vided*, That of the amount appropriated under this head-  
 15 ing, not to exceed \$500,000 shall be made available for  
 16 a grant to a qualified national organization to provide  
 17 technical assistance for rural transportation in order to  
 18 promote economic development: *Provided further*, That  
 19 \$2,250,000 shall be for grants to the Delta Regional Au-  
 20 thority (7 U.S.C. 2009aa et seq.) for any Rural Commu-  
 21 nity Advancement Program purpose as described in sec-  
 22 tion 381E(d) of the Consolidated Farm and rural Develop-  
 23 ment Act, of which not more than 5 percent may be used  
 24 for administrative expenses: *Provided further*, That  
 25 \$3,400,000 of the amount appropriated under this head-

ing shall be for business grants to benefit Federally Recognized Native American Tribes, including \$250,000 for a grant to a qualified national organization to provide technical assistance for rural transportation in order to promote economic development: *Provided further*, That of the amount appropriated under this heading, the amount equal to the amount of Rural Business Program Account funds allocated by the Secretary for Rural Economic Area Partnership Zones for the fiscal year 2011, shall be available through June 30, 2012, for communities designated by the Secretary of Agriculture as Rural Economic Area Partnership Zones for the rural business and cooperative development programs described in section 381E(d)(3) of the Consolidated Farm and Rural Development Act: *Provided further*, That sections 381E–H and 381N of the Consolidated Farm and Rural Development Act are not applicable to funds made available under this heading: *Provided further*, That any prior balances in the Rural Development, Rural Community Advancement Program account for programs authorized by sections 306 and 310B and described in section 381E(d)(3) of such Act be transferred and merged with this account and any other prior balances from the Rural Development, Rural Community Advancement Program account that the Secretary determines is appropriate to transfer.

1 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT  
2 (INCLUDING TRANSFER OF FUNDS)

3 For the principal amount of direct loans, as author-  
4 ized by the Rural Development Loan Fund (42 U.S.C.  
5 9812(a)), \$14,758,000.

6 For the cost of direct loans, \$5,000,000, as author-  
7 ized by the Rural Development Loan Fund (42 U.S.C.  
8 9812(a)), of which \$750,000 shall be available through  
9 June 30, 2012, for Federally Recognized Native American  
10 Tribes; and of which \$1,500,000 shall be available through  
11 June 30, 2012, for Mississippi Delta Regional counties (as  
12 determined in accordance with Public Law 100–460): *Pro-*  
13 *vided*, That such costs, including the cost of modifying  
14 such loans, shall be defined in section 502 of the Congres-  
15 sional Budget Act of 1974: *Provided further*, That of the  
16 total amount appropriated under this heading, the amount  
17 equal to the amount of Rural Development Loan Fund  
18 Program Account funds allocated by the Secretary for  
19 Rural Economic Area Partnership Zones for the fiscal  
20 year 2011, shall be available through June 30, 2012, for  
21 communities designated by the Secretary of Agriculture  
22 as Rural Economic Area Partnership Zones.

23 In addition, for administrative expenses to carry out  
24 the direct loan programs, \$3,500,000 shall be paid to the

1 appropriation for “Rural Development, Salaries and Ex-  
2 penses”.

3 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

4 ACCOUNT

5 (INCLUDING CANCELLATION OF FUNDS)

6 For the principal amount of direct loans, as author-  
7 ized under section 313 of the Rural Electrification Act,  
8 for the purpose of promoting rural economic development  
9 and job creation projects, \$33,077,000.

10 Of the funds derived from interest on the cushion of  
11 credit payments, as authorized by section 313 of the Rural  
12 Electrification Act of 1936, \$155,000,000 shall not be ob-  
13 ligated and \$155,000,000 are hereby permanently can-  
14 celled.

15 RURAL COOPERATIVE DEVELOPMENT GRANTS

16 For rural cooperative development grants authorized  
17 under section 310B(e) of the Consolidated Farm and  
18 Rural Development Act (7 U.S.C. 1932), \$22,500,000 of  
19 which, \$2,000,000 shall be for cooperative agreements for  
20 the appropriate technology transfer for rural areas pro-  
21 gram: *Provided*, That, not to exceed \$3,000,000 shall be  
22 for cooperatives or associations of cooperatives whose pri-  
23 mary focus is to provide assistance to small, socially dis-  
24 advantaged producers and whose governing board and/or  
25 membership is comprised of at least 75 percent socially

1 disadvantaged members; and of which \$12,500,000, to re-  
 2 main available until expended, shall be for value-added ag-  
 3 ricultural product market development grants, as author-  
 4 ized by section 231 of the Agricultural Risk Protection  
 5 Act of 2000 (7 U.S.C. 1621 note).

6                   RURAL ENERGY FOR AMERICA PROGRAM

7           For the cost of a program of loan guarantees and  
 8 grants, under the same terms and conditions as authorized  
 9 by section 9007 of the Farm Security and Rural Invest-  
 10 ment Act of 2002 (7 U.S.C. 8107), \$1,300,000: *Provided*,  
 11 That the cost of loan guarantees, including the cost of  
 12 modifying such loans, shall be as defined in section 502  
 13 of the Congressional Budget Act of 1974.

14                   RURAL UTILITIES SERVICE

15                   RURAL WATER AND WASTE DISPOSAL PROGRAM

16                   (INCLUDING TRANSFERS OF FUNDS)

17           For the cost of direct loans and grants for the rural  
 18 water, waste water, waste disposal, and solid waste man-  
 19 agement programs authorized by sections 306, 306A,  
 20 306C, 306D, 306E, and 310B and described in sections  
 21 306C(a)(2), 306D, 306E, and 381E(d)(2) of the Consoli-  
 22 dated Farm and Rural Development Act, \$500,000,000,  
 23 to remain available until expended, of which not to exceed  
 24 \$497,000 shall be available for the rural utilities program  
 25 described in section 306(a)(2)(B) of such Act, and of

1 which not to exceed \$993,000 shall be available for the  
2 rural utilities program described in section 306E of such  
3 Act: *Provided*, That \$65,000,000 of the amount appro-  
4 priated under this heading shall be for loans and grants  
5 including water and waste disposal systems grants author-  
6 ized by 306C(a)(2)(B) and 306D of the Consolidated  
7 Farm and Rural Development Act, Federally-recognized  
8 Native American Tribes authorized by 306C(a)(1), and  
9 the Department of Hawaiian Home Lands (of the State  
10 of Hawaii): *Provided further*, That funding provided for  
11 section 306D of the Consolidated Farm and Rural Devel-  
12 opment Act may be provided to a consortium formed pur-  
13 suant to section 325 of Public Law 105–83: *Provided fur-*  
14 *ther*, That not more than 2 percent of the funding pro-  
15 vided for section 306D of the Consolidated Farm and  
16 Rural Development Act may be used by the State of Alas-  
17 ka and/or by a consortium formed pursuant to section 325  
18 of Public Law 105–83 for training and technical assist-  
19 ance programs: *Provided further*, That not to exceed  
20 \$19,000,000 of the amount appropriated under this head-  
21 ing shall be for technical assistance grants for rural water  
22 and waste systems pursuant to section 306(a)(14) of such  
23 Act, unless the Secretary makes a determination of ex-  
24 treme need, of which \$3,400,000 shall be made available  
25 for a grant to a qualified non-profit multi-state regional



1 technical assistance organization, with experience in work-  
2 ing with small communities on water and waste water  
3 problems, the principal purpose of such grant shall be to  
4 assist rural communities with populations of 3,300 or less,  
5 in improving the planning, financing, development, oper-  
6 ation, and management of water and waste water systems,  
7 and of which not less than \$800,000 shall be for a quali-  
8 fied national Native American organization to provide  
9 technical assistance for rural water systems for tribal com-  
10 munities: *Provided further*, That not to exceed  
11 \$14,000,000 of the amount appropriated under this head-  
12 ing shall be for contracting with qualified national organi-  
13 zations for a circuit rider program to provide technical as-  
14 sistance for rural water systems: *Provided further*, That  
15 not to exceed \$3,400,000 shall be for solid waste manage-  
16 ment grants: *Provided further*, That of the amount appro-  
17 priated under this heading, the amount equal to the  
18 amount of Rural Water and Waste Disposal Program Ac-  
19 count funds allocated by the Secretary for Rural Economic  
20 Area Partnership Zones for the fiscal year 2011, shall be  
21 available through June 30, 2012, for communities des-  
22 ignated by the Secretary of Agriculture as Rural Economic  
23 Area Partnership Zones for the rural utilities programs  
24 described in section 381E(d)(2) of the Consolidated Farm  
25 and Rural Development Act: *Provided further*, That sec-

1 tions 381E–H and 381N of the Consolidated Farm and  
 2 Rural Development Act are not applicable to the funds  
 3 made available under this heading: *Provided further*, That  
 4 any prior balances in the Rural Development, Rural Com-  
 5 munity Advancement Program account programs author-  
 6 ized by sections 306, 306A, 306C, 306D, 306E, and 310B  
 7 and described in sections 306C(a)(2), 306D, 306E, and  
 8 381E(d)(2) of such Act be transferred to and merged with  
 9 this account and any other prior balances from the Rural  
 10 Development, Rural Community Advancement Program  
 11 account that the Secretary determines is appropriate to  
 12 transfer.

13 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

14 LOANS PROGRAM ACCOUNT

15 (INCLUDING TRANSFER OF FUNDS)

16 The principal amount of direct and guaranteed loans  
 17 as authorized by sections 305 and 306 of the Rural Elec-  
 18 trification Act of 1936 (7 U.S.C. 935 and 936) shall be  
 19 made as follows: 5 percent rural electrification loans,  
 20 \$100,000,000; loans made pursuant to section 306 of that  
 21 Act, rural electric, \$6,500,000,000; 5 percent rural tele-  
 22 communications loans, \$145,000,000; cost of money rural  
 23 telecommunications loans, \$250,000,000; and for loans  
 24 made pursuant to section 306 of that Act, rural tele-  
 25 communications loans, \$295,000,000.

## 7 (INCLUDING CANCELLATION OF FUNDS)

11 TITLE IV

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

18 FOOD AND NUTRITION SERVICE

## 20 (INCLUDING TRANSFERS OF FUNDS)

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1   tember 30, 2013, of which such sums as are made avail-  
 2   able under section 14222(b)(1) of the Food, Conservation,  
 3   and Energy Act of 2008 (Public Law 110–246), as  
 4   amended by this Act, shall be merged with and available  
 5   for the same time period and purposes as provided herein:  
 6   *Provided*, That of the total amount available, \$16,516,000  
 7   shall be available to carry out section 19 of the Child Nu-  
 8   trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*  
 9   *further*, That section 14222(b)(1) of the Food, Conserva-  
 10   tion, and Energy Act of 2008 is amended by adding at  
 11   the end before the period, “except section 21, and the  
 12   Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), ex-  
 13   cept sections 17 and 21”.

14       SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR  
 15               WOMEN, INFANTS, AND CHILDREN (WIC)

16       For necessary expenses to carry out the special sup-  
 17   plemental nutrition program as authorized by section 17  
 18   of the Child Nutrition Act of 1966 (42 U.S.C. 1786),  
 19   \$6,048,250,000, to remain available through September  
 20   30, 2013: *Provided*, That notwithstanding section  
 21   17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.  
 22   1786(h)(10)), of the amounts made available under this  
 23   heading, not less than \$14,000,000 shall be used for infra-  
 24   structure, not less than \$50,000,000 shall be used for  
 25   management information systems, not less than

1 \$75,000,000 shall be used for breastfeeding peer coun-  
 2 selors and other related activities, and not less than  
 3 \$7,500,000 shall be used for breastfeeding performance  
 4 awards: *Provided further*, That none of the funds provided  
 5 in this account shall be available for the purchase of infant  
 6 formula except in accordance with the cost containment  
 7 and competitive bidding requirements specified in section  
 8 17 of such Act: *Provided further*, That none of the funds  
 9 provided shall be available for activities that are not fully  
 10 reimbursed by other Federal Government departments or  
 11 agencies unless authorized by section 17 of such Act.

12 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

13 For necessary expenses to carry out the Food and  
 14 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),  
 15 \$71,173,308,000, of which \$3,000,000,000, to remain  
 16 available through September 30, 2013, shall be placed in  
 17 reserve for use only in such amounts and at such times  
 18 as may become necessary to carry out program operations:  
 19 *Provided*, That funds provided herein shall be expended  
 20 in accordance with section 16 of the Food and Nutrition  
 21 Act of 2008: *Provided further*, That this appropriation  
 22 shall be subject to any work registration or workfare re-  
 23 quirements as may be required by law: *Provided further*,  
 24 That funds made available for Employment and Training  
 25 under this heading shall remain available until expended,

1 notwithstanding section 16(h)(1) of the Food and Nutri-  
2 tion Act of 2008: *Provided further*, That of the funds made  
3 available under this heading, \$1,000,000 may be used to  
4 provide nutrition education services to state agencies and  
5 Federally recognized tribes participating in the Food Dis-  
6 tribution Program on Indian Reservations: *Provided fur-*  
7 *ther*, That funds made available under this heading may  
8 be available to enter into contracts and employ staff to  
9 conduct studies, evaluations, or to conduct activities re-  
10 lated to program integrity provided that such activities are  
11 authorized by the Food and Nutrition Act of 2008.

12 COMMODITY ASSISTANCE PROGRAM

13 For necessary expenses to carry out disaster assist-  
14 ance and the Commodity Supplemental Food Program as  
15 authorized by section 4(a) of the Agriculture and Con-  
16 sumer Protection Act of 1973 (7 U.S.C. 612c note); the  
17 Emergency Food Assistance Act of 1983; special assist-  
18 ance for the nuclear affected islands, as authorized by sec-  
19 tion 103(f)(2) of the Compact of Free Association Amend-  
20 ments Act of 2003 (Public Law 108–188); and the Farm-  
21 ers’ Market Nutrition Program, as authorized by section  
22 17(m) of the Child Nutrition Act of 1966, \$192,500,000,  
23 to remain available through September 30, 2013: *Pro-*  
24 *vided*, That none of these funds shall be available to reim-  
25 burse the Commodity Credit Corporation for commodities

1 donated to the program: *Provided further*, That notwith-  
2 standing any other provision of law, effective with funds  
3 made available in fiscal year 2012 to support the Seniors  
4 Farmers' Market Nutrition Program, as authorized by  
5 section 4402 of the Farm Security and Rural Investment  
6 Act of 2002, such funds shall remain available through  
7 September 30, 2013: *Provided further*, That of the funds  
8 made available under section 27(a) of the Food and Nutri-  
9 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may  
10 use up to 10 percent for costs associated with the distribu-  
11 tion of commodities.

12 NUTRITION PROGRAMS ADMINISTRATION

13 For necessary administrative expenses of the Food  
14 and Nutrition Service for carrying out any domestic nutri-  
15 tion assistance program, \$125,000,000: *Provided*, That of  
16 the funds provided herein, \$1,500,000 shall be used for  
17 the purposes of section 4404 of Public Law 107–171, as  
18 amended by section 4401 of Public Law 110–246.

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

7 For necessary expenses of the Foreign Agricultural  
8 Service, including not to exceed \$158,000 for representa-  
9 tion allowances and for expenses pursuant to section 8 of  
10 the Act approved August 3, 1956 (7 U.S.C. 1766),  
11 \$175,000,000: *Provided*, That the Service may utilize ad-  
12 vances of funds, or reimburse this appropriation for ex-  
13 penditures made on behalf of Federal agencies, public and  
14 private organizations and institutions under agreements  
15 executed pursuant to the agricultural food production as-  
16 sistance programs (7 U.S.C. 1737) and the foreign assist-  
17 ance programs of the United States Agency for Inter-  
18 national Development: *Provided further*, That funds made  
19 available for middle-income country training programs,  
20 funds made available for the Borlaug International Agri-  
21 cultural Science and Technology Fellowship program, and  
22 up to \$2,000,000 of the Foreign Agricultural Service ap-  
23 propriation solely for the purpose of offsetting fluctuations  
24 in international currency exchange rates, subject to docu-



1 mentation by the Foreign Agricultural Service, shall re-  
2 main available until expended.

3       FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD  
4                   FOR PROGRESS PROGRAM ACCOUNT  
5                   (INCLUDING TRANSFERS OF FUNDS)

6       For administrative expenses to carry out the credit  
7 program of title I, Food for Peace Act (Public Law 83–  
8 480) and the Food for Progress Act of 1985, \$2,385,000,  
9 which shall be paid to the appropriation for “Farm Service  
10 Agency, Salaries and Expenses”: *Provided*, That funds  
11 made available for the cost of agreements under title I  
12 of the Agricultural Trade Development and Assistance Act  
13 of 1954 and for title I ocean freight differential may be  
14 used interchangeably between the two accounts with prior  
15 notice to the Committees on Appropriations of both  
16 Houses of Congress.

17                   FOOD FOR PEACE TITLE II GRANTS

18       For expenses during the current fiscal year, not oth-  
19 erwise recoverable, and unrecovered prior years’ costs, in-  
20 cluding interest thereon, under the Food for Peace Act  
21 (Public Law 83–480, as amended), for commodities sup-  
22 plied in connection with dispositions abroad under title II  
23 of said Act, \$1,040,198,000, to remain available until ex-  
24 pended.

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

4 For administrative expenses to carry out the Com-  
5 modity Credit Corporation's export guarantee program,  
6 GSM 102 and GSM 103, \$6,820,000; to cover common  
7 overhead expenses as permitted by section 11 of the Com-  
8 modity Credit Corporation Charter Act and in conformity  
9 with the Federal Credit Reform Act of 1990, of which  
10 \$6,465,000 shall be paid to the appropriation for "Foreign  
11 Agricultural Service, Salaries and Expenses", and of  
12 which \$355,000 shall be paid to the appropriation for  
13 "Farm Service Agency, Salaries and Expenses".

14 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION  
15 AND CHILD NUTRITION PROGRAM GRANTS

16 For necessary expenses to carry out the provisions  
17 of section 3107 of the Farm Security and Rural Invest-  
18 ment Act of 2002 (7 U.S.C. 1736o-1), \$180,000,000, to  
19 remain available until expended: *Provided*, That the Com-  
20 modity Credit Corporation is authorized to provide the  
21 services, facilities, and authorities for the purpose of im-  
22 plementing such section, subject to reimbursement from  
23 amounts provided herein.

1 TITLE VI  
2 RELATED AGENCIES AND FOOD AND DRUG  
3 ADMINISTRATION  
4 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
5 FOOD AND DRUG ADMINISTRATION  
6 SALARIES AND EXPENSES  
7 For necessary expenses of the Food and Drug Ad-  
8 ministration, including hire and purchase of passenger  
9 motor vehicles; for payment of space rental and related  
10 costs pursuant to Public Law 92–313 for programs and  
11 activities of the Food and Drug Administration which are  
12 included in this Act; for rental of special purpose space  
13 in the District of Columbia or elsewhere; for miscellaneous  
14 and emergency expenses of enforcement activities, author-  
15 ized and approved by the Secretary and to be accounted  
16 for solely on the Secretary’s certificate, not to exceed  
17 \$25,000; and notwithstanding section 521 of Public Law  
18 107–188; \$3,654,148,000: *Provided*, That of the amount  
19 provided under this heading, \$856,041,000 shall be de-  
20 rived from prescription drug user fees authorized by 21  
21 U.S.C. 379h, and shall be credited to this account and  
22 remain available until expended, and shall not include any  
23 fees pursuant to 21 U.S.C. 379h(a)(2) and (a)(3) assessed  
24 for fiscal year 2013 but collected in fiscal year 2012;  
25 \$67,118,000 shall be derived from medical device user fees

1 authorized by 21 U.S.C. 379j, and shall be credited to this  
2 account and remain available until expended; \$21,768,000  
3 shall be derived from animal drug user fees authorized by  
4 section 740 of the Federal Food, Drug, and Cosmetic Act  
5 (21 U.S.C. 379j–12), and shall be credited to this account  
6 and remain available until expended; \$5,706,000 shall be  
7 derived from animal generic drug user fees authorized by  
8 section 741 of the Federal Food, Drug, and Cosmetic Act  
9 (21 U.S.C. 379j–21), and shall be credited to this account  
10 and shall remain available until expended; and  
11 \$477,000,000 shall be derived from tobacco product user  
12 fees authorized by 21 U.S.C. 387s and shall be credited  
13 to this account and remain available until expended;  
14 \$12,364,000 shall be derived from food and feed recall  
15 fees authorized by section 743 of the Federal Food, Drug,  
16 and Cosmetic Act (Public Law 75–717), as amended by  
17 the Food Safety Modernization Act (Public Law 111–  
18 353), and shall be credited to this account and remain  
19 available until expended; \$14,700,000 shall be derived  
20 from food reinspection fees authorized by section 743 of  
21 the Federal Food, Drug, and Cosmetic Act (Public Law  
22 75–717), as amended by the Food Safety Modernization  
23 Act (Public Law 111–353), and shall be credited to this  
24 account and remain available until expended; and  
25 \$36,000,000 shall be derived from voluntary qualified im-

1 porter program fees authorized by section 743 of the Fed-  
2 eral Food, Drug, and Cosmetic Act (Public Law 75–717),  
3 as amended by the Food Safety Modernization Act (Public  
4 Law 111–353), and shall be credited to this account and  
5 remain available until expended: *Provided further*, That  
6 fees derived from prescription drug, medical device, animal  
7 drug, animal generic drug, and tobacco product assess-  
8 ments for fiscal year 2012 received during fiscal year  
9 2012, including any such fees assessed prior to fiscal year  
10 2012 but credited for fiscal year 2012, shall be subject  
11 to the fiscal year 2012 limitations: *Provided further*, That  
12 in addition and notwithstanding any other provision under  
13 this heading, amounts collected for prescription drug user  
14 fees that exceed the fiscal year 2012 limitation are appro-  
15 priated and shall be credited to this account and remain  
16 available until expended: *Provided further*, That of the  
17 total amount appropriated: (1) \$799,820,000 shall be for  
18 the Center for Food Safety and Applied Nutrition and re-  
19 lated field activities in the Office of Regulatory Affairs;  
20 (2) \$1,031,205,000 shall be for the Center for Drug Eval-  
21 uation and Research and related field activities in the Of-  
22 fice of Regulatory Affairs; (3) \$327,651,000 shall be for  
23 the Center for Biologics Evaluation and Research and for  
24 related field activities in the Office of Regulatory Affairs;  
25 (4) \$157,874,000 shall be for the Center for Veterinary

1 Medicine and for related field activities in the Office of  
2 Regulatory Affairs; (5) \$321,171,000 shall be for the Cen-  
3 ter for Devices and Radiological Health and for related  
4 field activities in the Office of Regulatory Affairs; (6)  
5 \$51,461,000 shall be for the National Center for Toxi-  
6 cological Research; (7) \$454,751,000 shall be for the Cen-  
7 ter for Tobacco Products and for related field activities  
8 in the Office of Regulatory Affairs; (8) not to exceed  
9 \$124,273,000 shall be for Rent and Related activities, of  
10 which \$37,073,000 is for White Oak Consolidation, other  
11 than the amounts paid to the General Services Adminis-  
12 tration for rent; (9) not to exceed \$177,130,000 shall be  
13 for payments to the General Services Administration for  
14 rent; and (10) \$208,812,000 shall be for other activities,  
15 including the Office of the Commissioner; the Office of  
16 Foods; the Office of the Chief Scientist; the Office of Pol-  
17 icy, Planning and Budget; the Office of International Pro-  
18 grams; the Office of Administration; and central services  
19 for these offices: *Provided further*, That not to exceed  
20 \$25,000 of this amount shall be for official reception and  
21 representation expenses, not otherwise provided for, as de-  
22 termined by the Commissioner: *Provided further*, That  
23 funds may be transferred from one specified activity to  
24 another with the prior approval of the Committees on Ap-  
25 propriations of both Houses of Congress.

1       In addition, mammography user fees authorized by  
2 42 U.S.C. 263b, export certification user fees authorized  
3 by 21 U.S.C. 381, and priority review user fees authorized  
4 by 21 U.S.C. 360n may be credited to this account, to  
5 remain available until expended.

6                   BUILDINGS AND FACILITIES

7       For plans, construction, repair, improvement, exten-  
8 sion, alteration, and purchase of fixed equipment or facili-  
9 ties of or used by the Food and Drug Administration,  
10 where not otherwise provided, \$8,788,000, to remain  
11 available until expended.

12                   INDEPENDENT AGENCIES

13                   COMMODITY FUTURES TRADING COMMISSION

14       For necessary expenses to carry out the provisions  
15 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-  
16 cluding the purchase and hire of passenger motor vehicles,  
17 and the rental of space (to include multiple year leases)  
18 in the District of Columbia and elsewhere, \$171,930,000,  
19 to remain available until September 30, 2013, including  
20 not to exceed \$3,000 for official reception and representa-  
21 tion expenses, and not to exceed \$25,000 for the expenses  
22 for consultations and meetings hosted by the Commission  
23 with foreign governmental and other regulatory officials.

## 1 FARM CREDIT ADMINISTRATION

## 2 LIMITATION ON ADMINISTRATIVE EXPENSES

3 Not to exceed \$62,000,000 (from assessments col-  
4 lected from farm credit institutions, including the Federal  
5 Agricultural Mortgage Corporation) shall be obligated  
6 during the current fiscal year for administrative expenses  
7 as authorized under 12 U.S.C. 2249: *Provided*, That this  
8 limitation shall not apply to expenses associated with re-  
9 ceiverships.

## 10 TITLE VII

## 11 GENERAL PROVISIONS

12 (INCLUDING CANCELLATIONS, RECISSIONS AND  
13 TRANSFERS OF FUNDS)

14 SEC. 701. Within the unit limit of cost fixed by law,  
15 appropriations and authorizations made for the Depart-  
16 ment of Agriculture for the current fiscal year under this  
17 Act shall be available for the purchase, in addition to those  
18 specifically provided for, of not to exceed 461 passenger  
19 motor vehicles, of which 456 shall be for replacement only,  
20 and for the hire of such vehicles.

21 SEC. 702. The Secretary of Agriculture may transfer  
22 unobligated balances of discretionary funds appropriated  
23 by this Act or other available unobligated discretionary  
24 balances of the Department of Agriculture to the Working  
25 Capital Fund for the acquisition of plant and capital



1 equipment necessary for the delivery of financial, adminis-  
2 trative, and information technology services of primary  
3 benefit to the agencies of the Department of Agriculture:  
4 *Provided*, That none of the funds made available by this  
5 Act or any other Act shall be transferred to the Working  
6 Capital Fund without the prior notification to the agency  
7 administrator: *Provided further*, That none of the funds  
8 transferred to the Working Capital Fund pursuant to this  
9 section shall be available for obligation without the prior  
10 notification to the Committees on Appropriations of both  
11 Houses of Congress: *Provided further*, That of annual in-  
12 come amounts in the Working Capital Fund of the De-  
13 partment of Agriculture allocated for the National Fi-  
14 nance Center, the Secretary may reserve not more than  
15 4 percent for the replacement or acquisition of capital  
16 equipment, including equipment for the improvement and  
17 implementation of a financial management plan, informa-  
18 tion technology, and other systems of the National Fi-  
19 nance Center or to pay any unforeseen, extraordinary cost  
20 of the National Finance Center: *Provided further*, That  
21 none of the amounts reserved shall be available for obliga-  
22 tion unless the Secretary submits notification of the obli-  
23 gation to the Committees on Appropriations of the House  
24 of Representatives and the Senate: *Provided further*, That  
25 the limitation on the obligation of funds pending notifica-

1 tion to Congressional Committees shall not apply to any  
2 obligation that, as determined by the Secretary, is nec-  
3 essary to respond to a declared state of emergency that  
4 significantly impacts the operations of the National Fi-  
5 nance Center; or to evacuate employees of the National  
6 Finance Center to a safe haven to continue operations of  
7 the National Finance Center.

8       SEC. 703. No part of any appropriation contained in  
9 this Act shall remain available for obligation beyond the  
10 current fiscal year unless expressly so provided herein.

11       SEC. 704. No funds appropriated by this Act may be  
12 used to pay negotiated indirect cost rates on cooperative  
13 agreements or similar arrangements between the Depart-  
14 ment of Agriculture and nonprofit institutions in excess  
15 of 10 percent of the total direct cost of the agreement  
16 when the purpose of such cooperative arrangements is to  
17 carry out programs of mutual interest between the two  
18 parties. This does not preclude appropriate payment of in-  
19 direct costs on grants and contracts with such institutions  
20 when such indirect costs are computed on a similar basis  
21 for all agencies for which appropriations are provided in  
22 this Act.

23       SEC. 705. Appropriations to the Department of Agri-  
24 culture for the cost of direct and guaranteed loans made  
25 available in the current fiscal year shall remain available

1 until expended to disburse obligations made in the current  
2 fiscal year for the following accounts: the Rural Develop-  
3 ment Loan Fund program account, the Rural Electrifica-  
4 tion and Telecommunication Loans program account, and  
5 the Rural Housing Insurance Fund program account.

6 SEC. 706. None of the funds appropriated by this Act  
7 may be used to carry out section 410 of the Federal Meat  
8 Inspection Act (21 U.S.C. 679a) or section 30 of the Poul-  
9 try Products Inspection Act (21 U.S.C. 471).

10 SEC. 707. None of the funds made available to the  
11 Department of Agriculture by this Act may be used to ac-  
12 quire new information technology systems or significant  
13 upgrades, as determined by the Office of the Chief Infor-  
14 mation Officer, without the approval of the Chief Informa-  
15 tion Officer and the concurrence of the Executive Informa-  
16 tion Technology Investment Review Board: *Provided*, That  
17 notwithstanding any other provision of law, none of the  
18 funds appropriated or otherwise made available by this  
19 Act may be transferred to the Office of the Chief Informa-  
20 tion Officer unless prior notification has been transmitted  
21 to the Committees on Appropriations of both Houses of  
22 Congress: *Provided further*, That none of the funds avail-  
23 able to the Department of Agriculture for information  
24 technology shall be obligated for projects over \$25,000

1 prior to receipt of written approval by the Chief Informa-  
2 tion Officer.

3 SEC. 708. Funds made available under section 1240I  
4 and section 1241(a) of the Food Security Act of 1985 and  
5 section 524(b) of the Federal Crop Insurance Act (7  
6 U.S.C. 1524(b)) in the current fiscal year shall remain  
7 available until expended to disburse obligations made in  
8 the current fiscal year.

9 SEC. 709. Notwithstanding any other provision of  
10 law, any former RUS borrower that has repaid or prepaid  
11 an insured, direct or guaranteed loan under the Rural  
12 Electrification Act of 1936, or any not-for-profit utility  
13 that is eligible to receive an insured or direct loan under  
14 such Act, shall be eligible for assistance under section  
15 313(b)(2)(B) of such Act in the same manner as a bor-  
16 rower under such Act.

17 SEC. 710. Notwithstanding any other provision of  
18 law, for the purposes of a grant under section 412 of the  
19 Agricultural Research, Extension, and Education Reform  
20 Act of 1998, none of the funds in this or any other Act  
21 may be used to prohibit the provision of in-kind support  
22 from non-Federal sources under section 412(e)(3) of such  
23 Act in the form of unrecovered indirect costs not otherwise  
24 charged against the grant, consistent with the indirect  
25 rate of cost approved for a recipient.

1        SEC. 711. Except as otherwise specifically provided  
2 by law, unobligated balances remaining available at the  
3 end of the fiscal year from appropriations made available  
4 for salaries and expenses in this Act for the Farm Service  
5 Agency and the Rural Development mission area, shall re-  
6 main available through September 30, 2013, for informa-  
7 tion technology expenses.

8        SEC. 712. The Secretary of Agriculture may author-  
9 ize a State agency to use funds provided in this Act to  
10 exceed the maximum amount of liquid infant formula  
11 specified in 7 C.F.R. 246.10 when issuing liquid infant  
12 formula to participants.

13       SEC. 713. None of the funds appropriated or other-  
14 wise made available by this Act may be used for first-class  
15 travel by the employees of agencies funded by this Act in  
16 contravention of sections 301–10.122 through 301–10.124  
17 of title 41, Code of Federal Regulations.

18       SEC. 714. In the case of each program established  
19 or amended by the Food, Conservation, and Energy Act  
20 of 2008 (Public Law 110–246), other than by title I or  
21 subtitle A of title III of such Act, that is authorized or  
22 required to be carried out using funds of the Commodity  
23 Credit Corporation—

24            (1) such funds shall be available for salaries  
25            and related administrative expenses, including tech-

1 nical assistance, associated with the implementation  
2 of the program, without regard to the limitation on  
3 the total amount of allotments and fund transfers  
4 contained in section 11 of the Commodity Credit  
5 Corporation Charter Act (15 U.S.C. 714i); and

6 (2) the use of such funds for such purpose shall  
7 not be considered to be a fund transfer or allotment  
8 for purposes of applying the limitation on the total  
9 amount of allotments and fund transfers contained  
10 in such section.

11 SEC. 715. In carrying out subsection (h) of section  
12 502 of the Housing Act of 1949, the Secretary may use  
13 the authority described in subsections (h) and (j) of sec-  
14 tion 538 of such Act.

15 SEC. 716. Clause (ii) of section 524(b)(4)(B) of the  
16 Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)) is  
17 amended—

18 (1) in the heading, by striking “fiscal years  
19 2008 through 2012” and inserting “certain fiscal  
20 years”; and

21 (2) in the text, by striking “2012” and insert-  
22 ing “2014”.

23 SEC. 717. Appropriations to the Department of Agri-  
24 culture made available in fiscal years 2005, 2006, and  
25 2007 to carry out section 601 of the Rural Electrification

1 Act of 1936 (7 U.S.C. 950bb) for the cost of direct loans  
2 shall remain available until expended to disburse valid ob-  
3 ligations made in fiscal years 2005, 2006, 2007 and 2008.

4 SEC. 718. None of the funds appropriated or other-  
5 wise made available by this Act or any other Act shall  
6 be used to pay the salaries and expenses of personnel to  
7 carry out a program under subsection (b)(2)(A)(iv) of sec-  
8 tion 14222 of Public Law 110–246 in excess of  
9 \$948,000,000, as follows: Child Nutrition Programs Enti-  
10 tlement Commodities – \$465,000,000; State Option Con-  
11 tract – \$5,000,000; Removal of Defective Commodities –  
12 \$2,500,000; Disaster Relief – \$5,000,000; Additional  
13 Fruits, Vegetables, and Nuts Purchases –\$206,000,000;  
14 Fresh Fruit and Vegetable Program – \$20,000,000; Esti-  
15 mated Future Needs – \$196,713,000; and, Administrative  
16 Funds – \$47,787,000: *Provided*, That none of the funds  
17 made available in this Act or any other Act shall be used  
18 for salaries and expenses to carry out section 19(i)(1)(E)  
19 of the Richard B. Russell National School Lunch Act as  
20 amended by section 4304 of Public Law 110–246 in excess  
21 of \$20,000,000, including the transfer of funds under sub-  
22 section (c) of section 14222 of Public Law 110–246, until  
23 October 1, 2012: *Provided further*, That \$133,000,000  
24 made available on October 1, 2012, to carry out section  
25 19(i)(1)(E) of the Richard B. Russell National School

1 Lunch Act as amended by section 4304 of Public Law  
2 110–246 shall be excluded from the limitation described  
3 in subsection (b)(2)(A)(v) of section 14222 of Public Law  
4 110–246: *Provided further*, That none of the funds appro-  
5 priated or otherwise made available by this or any other  
6 Act shall be used to pay the salaries or expenses of any  
7 employee of the Department of Agriculture or officer of  
8 the Commodity Credit Corporation to carry out clause (3)  
9 of section 32 of the Act of August 24, 1935 (7 U.S.C.  
10 612c), or for any surplus removal activities or price sup-  
11 port activities under section 5 of the Commodity Credit  
12 Corporation Charter Act: *Provided further*, That of the  
13 available unobligated balances under (b)(2)(A)(iv) of sec-  
14 tion 14222 of Public Law 110–246, \$150,000,000 are  
15 hereby rescinded.

16 SEC. 719. Of the funds made available by this Act,  
17 not more than \$1,800,000 shall be used to cover necessary  
18 expenses of activities related to all advisory committees,  
19 panels, commissions, and task forces of the Department  
20 of Agriculture, except for panels used to comply with nego-  
21 tiated rule makings and panels used to evaluate competi-  
22 tively awarded grants.

23 SEC. 720. None of the funds in this Act shall be avail-  
24 able to pay indirect costs charged against any agricultural  
25 research, education, or extension grant awards issued by



1 the National Institute of Food and Agriculture that exceed  
2 30 percent of total Federal funds provided under each  
3 award: *Provided*, That notwithstanding section 1462 of  
4 the National Agricultural Research, Extension, and  
5 Teaching Policy Act of 1977 (7 U.S.C. 3310), funds pro-  
6 vided by this Act for grants awarded competitively by the  
7 National Institute of Food and Agriculture shall be avail-  
8 able to pay full allowable indirect costs for each grant  
9 awarded under section 9 of the Small Business Act (15  
10 U.S.C. 638).

11 SEC. 721. None of the funds made available by this  
12 or any other Act may be used to write, prepare, develop,  
13 or publish a final rule or an interim final rule in further-  
14 ance of, or otherwise to implement, the proposed rule enti-  
15 tled “Implementation of Regulations Required Under Title  
16 XI of the Food, Conservation, and Energy Act of 2008;  
17 Conduct in Violation of the Act” (75 Fed. Reg. 35338  
18 (June 22, 2010)).

19 SEC. 722. The unobligated balances available for the  
20 Natural Resources Conservation Service, Forestry Incen-  
21 tives Program, as identified by Treasury Appropriation  
22 Fund Symbol 12X3336, \$5,500,000 are rescinded, and  
23 the unobligated balances available for the Natural Re-  
24 sources Conservation Service, Great Plains Conservation

1 Program, as identified by Treasury Appropriation Fund  
2 Symbol 12X2268, \$500,000 are rescinded.

3 SEC. 723. Of the unobligated balances provided pur-  
4 suant to section 16(h)(1)(A) of the Food and Nutrition  
5 Act of 2008, \$11,000,000 is hereby rescinded.

6 SEC. 724. Section 1238E(a) of the Food Security Act  
7 of 1985 (16 U.S.C. 3838e(a)) is amended by striking  
8 “2012” and inserting “2014”.

9 SEC. 725. (a) Section 1240B(a) of the Food Security  
10 Act of 1985 (16 U.S.C. 3839aa–2(a)) is amended by strik-  
11 ing “2012” and inserting “2014”.

12 (b) Section 1241(a)(6)(E) of the Food Security Act  
13 of 1985 (16 U.S.C. 3841(a)(6)(E)) is amended by striking  
14 “fiscal year 2012” and inserting “each of fiscal years  
15 2012 through 2014”.

16 SEC. 726. Section 1241(a) of the Food Security Act  
17 of 1985 (16 U.S.C. 3841(a)) is amended—

18 (1) in the matter preceding paragraph (1), by  
19 striking “2012,” and inserting “2012 (and fiscal  
20 year 2014 in the case of the programs specified in  
21 paragraphs (3)(B), (4), (6), and (7)),”; and

22 (2) in paragraph (4)(E), by striking “fiscal year  
23 2012” and inserting “each of fiscal years 2012  
24 through 2014”.

1        SEC. 727. Section 1241(a)(7)(D) of the Food Secu-  
2    rity Act of 1985 (16 U.S.C. 3841(a)(7)(D)) is amended  
3    by striking “2012” and inserting “2014”.

4        SEC. 728. None of the funds appropriated or other-  
5    wise made available by this or any other Act shall be used  
6    to pay the salaries and expenses of personnel to carry out  
7    the following:

8            (1) The Conservation Stewardship Program au-  
9    thorized by sections 1238D–1238G of the Food Se-  
10   security of Act 1985 (16 U.S.C. 3838d–3838g) in ex-  
11   cess of \$634,000,000.

12           (2) The Watershed Rehabilitation program au-  
13   thorized by section 14(h) of the Watershed Protec-  
14   tion and Flood Prevention Act (16 U.S.C. 1012(h)).

15           (3) The Environmental Quality Incentives Pro-  
16   gram as authorized by sections 1241–1240H of the  
17   Food Security Act of 1985 (16 U.S.C. 3839aa–  
18   3839aa-8) in excess of \$1,400,000,000.

19           (4) The Farmland Protection Program as au-  
20   thorized by section 1238I of the Food Security Act  
21   of 1985 (16 U.S.C. 3838i) in excess of  
22   \$150,000,000.

23           (5) The Grassland Reserve Program as author-  
24   ized by sections 1238O–1238Q of the Food Security

1 Act of 1985 (16 U.S.C. 3838o–3838q) in excess of  
2 209,000 acres in fiscal year 2012.

3 (6) The Wetlands Reserve Program authorized  
4 by sections 1237–1237F of the Food Security Act of  
5 1985 (16 U.S.C. 3837–3837f) to enroll in excess of  
6 185,800 acres in fiscal year 2012.

7 (7) The Wildlife Habitat Incentives Act author-  
8 ized by section 1240N of the Food Security Act of  
9 1985 (16 U.S.C. 3839bb–1)) in excess of  
10 \$50,000,000.

11 (8) The Voluntary Public Access and Habitat  
12 Incentives Program authorized by section 1240R of  
13 the Food Security Act of 1985 (16 U.S.C. 3839bb–  
14 5).

15 (9) The Biomass Crop Assistance Program au-  
16 thorized by section 9011 of the Farm Security and  
17 Rural Investment Act of 2002 (7 U.S.C. 8111).

18 (10) The Bioenergy Program for Advanced  
19 Biofuels authorized by section 9005 of the Farm Se-  
20 curity and Rural Investment Act of 2002 (7 U.S.C.  
21 8105) in excess of \$55,000,000.

22 (11) The Rural Energy for America Program  
23 authorized by section 9007 of the Farm Security  
24 and Rural Investment Act of 2002 (7 U.S.C. 8107).

1           (12) The Rural Microentrepreneur Assistance  
2       Program authorized by section 6022 of the Farm  
3       Security and Rural Investment Act of 2002 (7  
4       U.S.C. 2008s).

5           (13) Section 508(d)(3) of the Federal Crop In-  
6       surance Act (7 U.S.C. 1508(d)(3)) to provide a per-  
7       formance-based premium discount in the crop insur-  
8       ance program.

9           (14) Agricultural Management Assistance Pro-  
10      gram as authorized by section 524 of the Federal  
11      Crop Insurance Act, as amended (7 U.S.C. 1524) in  
12      excess of \$2,500,000 for the Natural Resources con-  
13      servation Service.

14       SEC. 729. The funds made available in Public Law  
15   111–344 through February 12, 2012 for trade adjustment  
16   for farmers are hereby rescinded.

17       SEC. 730. None of the funds appropriated or other-  
18   wise made available by this Act shall be used to pay the  
19   salaries and expenses of personnel to carry out the emer-  
20   gency food assistance program authorized by section 27(a)  
21   of the Food and Nutrition Stamp Act of 2008 (7 U.S.C.  
22   2036(a)) if such program exceeds \$200,000,000.

23       SEC. 731. (a) CLOSURE AND CONVEYANCE OF AGRI-  
24   CULTURAL RESEARCH SERVICE FACILITIES.—The Sec-  
25   retary of Agriculture may close up to 10 facilities of the

1 Agricultural Research Service, as proposed in the budget  
2 of the President for fiscal year 2012 submitted to Con-  
3 gress pursuant to section 1105 of title 31, United States  
4 Code.

5 (b) CONVEYANCE AUTHORITY.—With respect to an  
6 Agricultural Research Service facility to be closed pursu-  
7 ant to subsection (a), the Secretary of Agriculture may  
8 convey, with or without consideration, all right, title, and  
9 interest of the United States in and to any real property,  
10 including improvements and equipment thereon, of the fa-  
11 cility to an eligible entity specified in subsection (c). If  
12 the Agricultural Research Service facility consists of more  
13 than one parcel of real property, the Secretary may convey  
14 each parcel separately and to different eligible entities.

15 (c) ENTITIES.—The following entities are eligible to  
16 receive real property under subsection (b):

17 (1) Land-grant colleges and universities (as de-  
18 fined in section 1404(13) of the National Agricul-  
19 tural Research, Extension, and Teaching Policy Act  
20 of 1977 (7 U.S.C. 3103(13)).

21 (2) 1994 Institutions (as defined in section 532  
22 of the Equity in Educational Land-Grant Status Act  
23 of 1994 (7 U.S.C. 301 note; Public Law 103–382)).

24 (3) Hispanic-serving agricultural colleges and  
25 universities (as defined in section 1404(10) of the

1 National Agricultural Research, Extension, and  
2 Teaching Policy Act of 1977 (7 U.S.C. 3103(10)).

3 (d) CONDITIONS ON RECEIPT.—As a condition of the  
4 conveyance of real property under subsection (b), the re-  
5 cipient of the property must—

6 (1) be located in the same State or territory of  
7 the United States in which the property is located;  
8 and

9 (2) agree to accept and use the property for ag-  
10 ricultural and natural resources research for a min-  
11 imum of 25 years.

12 SEC. 732. Section 9 of the Richard B. Russell Na-  
13 tional School Lunch Act (42 U.S.C. 1758) is amended by  
14 adding at the end the following:

15 “(l) FOOD DONATION PROGRAM.—

16 “(1) IN GENERAL.—Each school and local edu-  
17 cational agency participating in the school lunch  
18 program under this Act may donate any food not  
19 consumed under such program to eligible local food  
20 banks or charitable organizations.

21 “(2) GUIDANCE.—

22 “(A) IN GENERAL.—Not later than 180  
23 days after the date of the enactment of this  
24 subsection, the Secretary shall develop and pub-  
25 lish guidance to schools and local educational

1 agencies participating in the school lunch pro-  
2 gram under this Act to assist such schools and  
3 local educational agencies in donating food  
4 under this subsection.

5 “(B) UPDATES.—The Secretary shall up-  
6 date such guidance as necessary.

7 “(3) LIABILITY.—Any school or local edu-  
8 cational agency making donations pursuant to this  
9 subsection shall be exempt from civil and criminal li-  
10 ability to the extent provided under the Bill Emer-  
11 son Good Samaritan Food Donation Act (42 U.S.C.  
12 1791).

13 “(4) DEFINITION.—In this subsection, the term  
14 ‘eligible local food banks or charitable organizations’  
15 means any food bank or charitable organization  
16 which is exempt from tax under section 501(c)(3) of  
17 the Internal Revenue Code of 1986 (26 U.S.C.  
18 501(c)(3)).”.

19 SEC. 733. Notwithstanding this Act or any other Act,  
20 of the unobligated balances available to the Department  
21 of Agriculture from prior appropriations, with the excep-  
22 tion of Rural Development and Domestic Food Programs,  
23 \$63,000,000 in appropriated discretionary funds are here-  
24 by rescinded: *Provided*, That no amounts may be re-  
25 scinded from amounts that were designated by the Con-



1 gress as an emergency requirement pursuant to the Con-  
2 current Resolution on the Budget or the Balanced Budget  
3 and Emergency Deficit Control Act of 1985, as amended.

4 SEC. 734. None of the funds appropriated or other-  
5 wise made available to the Department of Agriculture or  
6 the Food and Drug Administration shall be used to trans-  
7 mit or otherwise make available to any non-Department  
8 of Agriculture or non-Department of Health and Human  
9 Services employee questions or responses to questions that  
10 are a result of information requested for the appropria-  
11 tions hearing process.

12 SEC. 735. (a) None of the funds provided by this Act,  
13 or provided by previous Appropriations Acts to the agen-  
14 cies funded by this Act that remain available for obligation  
15 or expenditure in the current fiscal year, or provided from  
16 any accounts in the Treasury of the United States derived  
17 by the collection of fees available to the agencies funded  
18 by this Act, shall be available for obligation or expenditure  
19 through a reprogramming of funds, or in the case of the  
20 Department of Agriculture, through use of the authority  
21 provided by section 702(b) of the Department of Agri-  
22 culture Organic Act of 1944 (7 U.S.C. 2257) or section  
23 8 of Public Law 89–106 (7 U.S.C. 2263), that—

- 24 (1) creates new programs;
- 25 (2) eliminates a program, project, or activity;

1           (3) increases funds or personnel by any means  
2       for any project or activity for which funds have been  
3       denied or restricted;

4           (4) relocates an office or employees;

5           (5) reorganizes offices, programs, or activities;

6       or

7           (6) contracts out or privatizes any functions or  
8       activities presently performed by Federal employees;  
9       unless the Secretary of Agriculture, the Secretary of  
10      Health and Human Services, or the Chairman of the Com-  
11      modity Futures Trading Commission (as the case may be)  
12      notifies, in writing, the Committees on Appropriations of  
13      both Houses of Congress at least 30 days in advance of  
14      the reprogramming of such funds or the use of such au-  
15      thority.

16       (b) None of the funds provided by this Act, or pro-  
17      vided by previous Appropriations Acts to the agencies  
18      funded by this Act that remain available for obligation or  
19      expenditure in the current fiscal year, or provided from  
20      any accounts in the Treasury of the United States derived  
21      by the collection of fees available to the agencies funded  
22      by this Act, shall be available for obligation or expenditure  
23      for activities, programs, or projects through a reprogram-  
24      ming or use of the authorities referred to in subsection

1 (a) involving funds in excess of \$500,000 or 10 percent,  
2 whichever is less, that—

3 (1) augments existing programs, projects, or ac-  
4 tivities;

5 (2) reduces by 10 percent funding for any exist-  
6 ing program, project, or activity, or numbers of per-  
7 sonnel by 10 percent as approved by Congress; or

8 (3) results from any general savings from a re-  
9 duction in personnel which would result in a change  
10 in existing programs, activities, or projects as ap-  
11 proved by Congress; unless the Secretary of Agri-  
12 culture, the Secretary of Health and Human Serv-  
13 ices, or the Chairman of the Commodity Futures  
14 Trading Commission (as the case may be) notifies,  
15 in writing, the Committees on Appropriations of  
16 both Houses of Congress at least 30 days in advance  
17 of the reprogramming of such funds or the use of  
18 such authority.

19 (c) The Secretary of Agriculture, the Secretary of  
20 Health and Human Services, or the Chairman of the Com-  
21 modity Futures Trading Commission shall notify the Com-  
22 mittees on Appropriations of both Houses of Congress be-  
23 fore implementing any program or activity not carried out  
24 during the previous fiscal year unless the program or ac-

1 tivity is funded by this Act or specifically funded by any  
2 other Act.

3       SEC. 736. None of the funds appropriated by this or  
4 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, Food and Drug Administra-  
10 tion, and Related Agencies that assumes revenues or re-  
11 flects a reduction from the previous year due to user fees  
12 proposals that have not been enacted into law prior to the  
13 submission of the Budget unless such Budget submission  
14 identifies which additional spending reductions should  
15 occur in the event the user fees proposals are not enacted  
16 prior to the date of the convening of a committee of con-  
17 ference for the fiscal year 2013 appropriations Act.

18       SEC. 737. Unless otherwise authorized by existing  
19 law, none of the funds provided in this Act, may be used  
20 by an executive branch agency to produce any pre-  
21 packaged news story intended for broadcast or distribution  
22 in the United States unless the story includes a clear noti-  
23 fication within the text or audio of the prepackaged news  
24 story that the prepackaged news story was prepared or  
25 funded by that executive branch agency.

1        SEC. 738. No employee of the Department of Agri-  
2 culture may be detailed or assigned from an agency or  
3 office funded by this act to any other agency or office of  
4 the Department for more than 30 days unless the individ-  
5 ual's employing agency or office is fully reimbursed by the  
6 receiving agency or office for the salary and expenses of  
7 the employee for the period of assignment.

8        SEC. 739. None of the funds made available in this  
9 Act may be used to pay the salaries or expenses of per-  
10 sonnel to—

11            (1) inspect horses under section 3 of the Fed-  
12 eral Meat Inspection Act (21 U.S.C. 603);

13            (2) inspect horses under section 903 of the  
14 Federal Agriculture Improvement and Reform Act of  
15 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

16            (3) implement or enforce section 352.19 of title  
17 9, Code of Federal Regulations.

18        SEC. 740. None of the funds made available by this  
19 Act may be used by the Food and Drug Administration  
20 to write, prepare, develop or publish a proposed, interim,  
21 or final rule, regulation, or guidance that is intended to  
22 restrict the use of a substance or a compound unless the  
23 Secretary bases such rule, regulation or guidance on hard  
24 science (and not on such factors as cost and consumer  
25 behavior), and determines that the weight of toxicological

1 evidence, epidemiological evidence, and risk assessments  
2 clearly justifies such action, including a demonstration  
3 that a product containing such substance or compound is  
4 more harmful to users than a product that does not con-  
5 tain such substance or compound, or in the case of phar-  
6 maceuticals, has been demonstrated by scientific study to  
7 have none of the purported benefits.

8       SEC. 741. The Secretary of Agriculture shall reduce  
9 the payment rate for upland cotton under section 1103(b)  
10 of the Food, Conservation, and Energy Act of 2008 (7  
11 U.S.C. 8713(b)) as necessary so that reductions in the  
12 amount of direct payments made to producers for upland  
13 cotton completely offset the costs incurred by the Com-  
14 modity Credit Corporation to provide payments to the  
15 Brazil Cotton Institute.

16       SEC. 742. None of the funds made available by this  
17 Act may be used to enter into a contract, memorandum  
18 of understanding, or cooperative agreement with, make a  
19 grant to, or provide a loan or loan guarantee to, any cor-  
20 poration that was convicted (or had an officer or agent  
21 of such corporation acting on behalf of the corporation  
22 convicted) of a felony criminal violation under any Federal  
23 or State law within the preceding 24 months.

24       SEC. 743. None of the funds made available by this  
25 Act or any other Act may be used to provide payments

1 (or to pay the salaries and expenses of personnel to pro-  
2 vide payments) to the Brazil Cotton Institute.

3       SEC. 744. None of the funds appropriated or other-  
4 wise made available by this Act or any other Act may be  
5 used to pay the salaries and expenses of personnel of the  
6 Department of Agriculture to provide any benefit de-  
7 scribed in section 1001D(b)(1)(C) of the Food Security  
8 Act of 1985 (7 U.S.C. 1308–3a(b)(1)(C)) to a person or  
9 legal entity if the average adjusted gross income of the  
10 person or legal entity exceeds \$250,000.

11       SEC. 745. None of the funds made available by this  
12 Act may be used to enter into a contract, memorandum  
13 of understanding, or cooperative agreement with, make a  
14 grant to, or provide a loan or loan guarantee to, any cor-  
15 poration that any unpaid Federal tax liability that has  
16 been assessed, for which all judicial and administrative  
17 remedies have been exhausted or have lapsed, and that  
18 is not being paid in a timely manner pursuant to an agree-  
19 ment with the authority responsible for collecting the tax  
20 liability.

21                       SPENDING REDUCTION ACCOUNT

22       SEC. 746. The amount by which the applicable alloca-  
23 tion of new budget authority made by the Committee on  
24 Appropriations of the House of Representatives under sec-

1 tion 302(b) of the Congressional Budget Act of 1974 ex-  
2 ceeds the amount of proposed new budget authority is \$0.

3       This Act may be cited as the “Agriculture, Rural De-  
4 velopment, Food and Drug Administration, and Related  
5 Agencies Appropriations Act, 2012”.





**Union Calendar No. 56**

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 2112**

[Report No. 112-101]

**A BILL**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

JUNE 3, 2011

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