

**Calendar No. 520**

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 2801**

**[Report No. 107-223]**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2003, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 25, 2002

Mr. KOHL, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

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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, 2003, 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

1 ending September 30, 2003, and for other purposes,  
2 namely:

## 3 TITLE I

### 4 AGRICULTURAL PROGRAMS

#### 5 PRODUCTION, PROCESSING, AND MARKETING

##### 6 OFFICE OF THE SECRETARY

7 For necessary expenses of the Office of the Secretary  
8 of Agriculture, and not to exceed \$75,000 for employment  
9 under 5 U.S.C. 3109, \$3,444,000: *Provided*, That not to  
10 exceed \$11,000 of this amount shall be available for offi-  
11 cial reception and representation expenses, not otherwise  
12 provided for, as determined by the Secretary: *Provided*  
13 *further*, That none of the funds appropriated or otherwise  
14 made available by this Act may be used to pay the salaries  
15 and expenses of personnel of the Department of Agri-  
16 culture to carry out section 793(c)(1)(C) of Public Law  
17 104–127: *Provided further*, That none of the funds made  
18 available by this Act may be used to enforce section 793(d)  
19 of Public Law 104–127.

##### 20 EXECUTIVE OPERATIONS

##### 21 CHIEF ECONOMIST

22 For necessary expenses of the Chief Economist, in-  
23 cluding economic analysis, risk assessment, cost-benefit  
24 analysis, energy and new uses, and the functions of the  
25 World Agricultural Outlook Board, as authorized by the

1 Agricultural Marketing Act of 1946 (7 U.S.C. 1622g), and  
2 including employment pursuant to the second sentence of  
3 section 706(a) of the Organic Act of 1944 (7 U.S.C.  
4 2225), of which not to exceed \$5,000 is for employment  
5 under 5 U.S.C. 3109, \$12,085,000.

6 NATIONAL APPEALS DIVISION

7 For necessary expenses of the National Appeals Divi-  
8 sion, including employment pursuant to the second sen-  
9 tence of section 706(a) of the Organic Act of 1944 (7  
10 U.S.C. 2225), of which not to exceed \$25,000 is for em-  
11 ployment under 5 U.S.C. 3109, \$13,954,000.

12 OFFICE OF BUDGET AND PROGRAM ANALYSIS

13 For necessary expenses of the Office of Budget and  
14 Program Analysis, including employment pursuant to the  
15 second sentence of section 706(a) of the Organic Act of  
16 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is  
17 for employment under 5 U.S.C. 3109, \$7,310,000.

18 OFFICE OF THE CHIEF INFORMATION OFFICER

19 For necessary expenses of the Office of the Chief In-  
20 formation Officer, including employment pursuant to the  
21 second sentence of section 706(a) of the Organic Act of  
22 1944 (7 U.S.C. 2225), of which not to exceed \$10,000  
23 is for employment under 5 U.S.C. 3109, \$31,370,000.

24 COMMON COMPUTING ENVIRONMENT

25 For necessary expenses to acquire a Common Com-  
26 puting Environment for the Natural Resources Conserva-

tion Service, the Farm and Foreign Agricultural Service  
 and Rural Development mission areas for information  
 technology, systems, and services, \$133,155,000, to re-  
 main available until expended, for the capital asset acqui-  
 sition of shared information technology systems, including  
 services as authorized by 7 U.S.C. 6915–16 and 40 U.S.C.  
 1421–28: *Provided*, That obligation of these funds shall  
 be consistent with the Department of Agriculture Service  
 Center Modernization Plan of the county-based agencies,  
 and shall be with the concurrence of the Department’s  
 Chief Information Officer.

#### OFFICE OF THE CHIEF FINANCIAL OFFICER

For necessary expenses of the Office of the Chief Fi-  
 nancial Officer, including employment pursuant to the sec-  
 ond sentence of section 706(a) of the Organic Act of 1944  
 (7 U.S.C. 2225), of which not to exceed \$10,000 is for  
 employment under 5 U.S.C. 3109, \$7,940,000: *Provided*,  
 That the Chief Financial Officer shall actively market and  
 expand cross-servicing activities of the National Finance  
 Center.

#### WORKING CAPITAL FUND

For the acquisition of plant and capital equipment  
 necessary for the delivery of financial, administrative, and  
 information technology services of primary benefit to the

1 agencies of the Department of Agriculture, \$21,000,000,  
2 to remain available until expended.

3 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL  
4 RIGHTS

5 For necessary salaries and expenses of the Office of  
6 the Assistant Secretary for Civil Rights, \$780,000.

7 OFFICE OF THE ASSISTANT SECRETARY FOR  
8 ADMINISTRATION

9 For necessary salaries and expenses of the Office of  
10 the Assistant Secretary for Administration to carry out  
11 the programs funded by this Act, \$788,000.

12 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL  
13 PAYMENTS

14 (INCLUDING TRANSFERS OF FUNDS)

15 For payment of space rental and related costs pursu-  
16 ant to Public Law 92–313, including authorities pursuant  
17 to the 1984 delegation of authority from the Adminis-  
18 trator of General Services to the Department of Agri-  
19 culture under 40 U.S.C. 486, for programs and activities  
20 of the Department which are included in this Act, and for  
21 alterations and other actions needed for the Department  
22 and its agencies to consolidate unneeded space into con-  
23 figurations suitable for release to the Administrator of  
24 General Services, and for the operation, maintenance, im-  
25 provement, and repair of Agriculture buildings and facili-

1 ties, and for related costs, \$197,753,000, to remain avail-  
2 able until expended: *Provided*, That the Secretary of Agri-  
3 culture may transfer a share of that agency's appropria-  
4 tion made available by this Act to this appropriation, or  
5 may transfer a share of this appropriation to that agency's  
6 appropriation to cover the costs of new or replacement  
7 space for such agency, but such transfers shall not exceed  
8 5 percent of the funds made available for space rental and  
9 related costs to or from this account.

10 HAZARDOUS MATERIALS MANAGEMENT

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Department of Agri-  
13 culture, to comply with the Comprehensive Environmental  
14 Response, Compensation, and Liability Act, 42 U.S.C.  
15 9601 et seq., and the Resource Conservation and Recovery  
16 Act, 42 U.S.C. 6901 et seq., \$15,694,000, to remain avail-  
17 able until expended: *Provided*, That appropriations and  
18 funds available herein to the Department for Hazardous  
19 Materials Management may be transferred to any agency  
20 of the Department for its use in meeting all requirements  
21 pursuant to the above Acts on Federal and non-Federal  
22 lands.

## 1 DEPARTMENTAL ADMINISTRATION

2 (INCLUDING TRANSFERS OF FUNDS)

3 For Departmental Administration, \$42,840,000, to  
4 provide for necessary expenses for management support  
5 services to offices of the Department and for general ad-  
6 ministration and disaster management of the Department,  
7 repairs and alterations, and other miscellaneous supplies  
8 and expenses not otherwise provided for and necessary for  
9 the practical and efficient work of the Department, includ-  
10 ing employment pursuant to the second sentence of section  
11 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of  
12 which not to exceed \$10,000 is for employment under 5  
13 U.S.C. 3109: *Provided*, That this appropriation shall be  
14 reimbursed from applicable appropriations in this Act for  
15 travel expenses incident to the holding of hearings as re-  
16 quired by 5 U.S.C. 551–558.

## 17 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

18 For grants and contracts pursuant to section 2501  
19 of the Food, Agriculture, Conservation, and Trade Act of  
20 1990 (7 U.S.C. 2279), \$3,493,000, to remain available  
21 until expended.

## 22 OFFICE OF THE ASSISTANT SECRETARY FOR

23 CONGRESSIONAL RELATIONS

24 (INCLUDING TRANSFERS OF FUNDS)

25 For necessary salaries and expenses of the Office of  
26 the Assistant Secretary for Congressional Relations to

1 carry out the programs funded by this Act, including pro-  
 2 grams involving intergovernmental affairs and liaison  
 3 within the executive branch, \$4,202,000: *Provided*, That  
 4 these funds may be transferred to agencies of the Depart-  
 5 ment of Agriculture funded by this Act to maintain per-  
 6 sonnel at the agency level: *Provided further*, That no other  
 7 funds appropriated to the Department by this Act shall  
 8 be available to the Department for support of activities  
 9 of congressional relations.

#### 10 OFFICE OF COMMUNICATIONS

11 For necessary expenses to carry on services relating  
 12 to the coordination of programs involving public affairs,  
 13 for the dissemination of agricultural information, and the  
 14 coordination of information, work, and programs author-  
 15 ized by Congress in the Department, \$9,744,000, includ-  
 16 ing employment pursuant to the second sentence of section  
 17 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of  
 18 which not to exceed \$10,000 shall be available for employ-  
 19 ment under 5 U.S.C. 3109, and not to exceed \$2,000,000  
 20 may be used for farmers' bulletins.

#### 21 OFFICE OF THE INSPECTOR GENERAL

22 For necessary expenses of the Office of the Inspector  
 23 General, including employment pursuant to the second  
 24 sentence of section 706(a) of the Organic Act of 1944 (7  
 25 U.S.C. 2225), and the Inspector General Act of 1978,



1 \$79,076,000, including such sums as may be necessary for  
 2 contracting and other arrangements with public agencies  
 3 and private persons pursuant to section 6(a)(9) of the In-  
 4 spector General Act of 1978, including not to exceed  
 5 \$50,000 for employment under 5 U.S.C. 3109; and includ-  
 6 ing not to exceed \$125,000 for certain confidential oper-  
 7 ational expenses, including the payment of informants, to  
 8 be expended under the direction of the Inspector General  
 9 pursuant to Public Law 95-452 and section 1337 of Pub-  
 10 lic Law 97-98.

11 OFFICE OF THE GENERAL COUNSEL

12 For necessary expenses of the Office of the General  
 13 Counsel, \$35,951,000.

14 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,  
 15 EDUCATION AND ECONOMICS

16 For necessary salaries and expenses of the Office of  
 17 the Under Secretary for Research, Education and Eco-  
 18 nomics to administer the laws enacted by the Congress  
 19 for the Economic Research Service, the National Agricul-  
 20 tural Statistics Service, the Agricultural Research Service,  
 21 and the Cooperative State Research, Education, and Ex-  
 22 tension Service, \$786,000.

23 ECONOMIC RESEARCH SERVICE

24 For necessary expenses of the Economic Research  
 25 Service in conducting economic research and analysis, as

1 authorized by the Agricultural Marketing Act of 1946 (7  
 2 U.S.C. 1621–1627) and other laws, \$65,736,000: *Pro-*  
 3 *vided*, That this appropriation shall be available for em-  
 4 ployment pursuant to the second sentence of section  
 5 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

6 NATIONAL AGRICULTURAL STATISTICS SERVICE

7 For necessary expenses of the National Agricultural  
 8 Statistics Service in conducting statistical reporting and  
 9 service work, including crop and livestock estimates, sta-  
 10 tistical coordination and improvements, marketing sur-  
 11 veys, and the Census of Agriculture, as authorized by 7  
 12 U.S.C. 1621–1627, Public Law 105–113, and other laws,  
 13 \$141,703,000, of which up to \$41,434,000 shall be avail-  
 14 able until expended for the Census of Agriculture: *Pro-*  
 15 *vided*, That this appropriation shall be available for em-  
 16 ployment pursuant to the second sentence of section  
 17 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and  
 18 not to exceed \$40,000 shall be available for employment  
 19 under 5 U.S.C. 3109.

20 AGRICULTURAL RESEARCH SERVICE

21 SALARIES AND EXPENSES

22 For necessary expenses to enable the Agricultural Re-  
 23 search Service to perform agricultural research and dem-  
 24 onstration relating to production, utilization, marketing,  
 25 and distribution (not otherwise provided for); home eco-

1 nomics or nutrition and consumer use including the acqui-  
2 sition, preservation, and dissemination of agricultural in-  
3 formation; and for acquisition of lands by donation, ex-  
4 change, or purchase at a nominal cost not to exceed \$100,  
5 and for land exchanges where the lands exchanged shall  
6 be of equal value or shall be equalized by a payment of  
7 money to the grantor which shall not exceed 25 percent  
8 of the total value of the land or interests transferred out  
9 of Federal ownership, \$1,060,785,000: *Provided*, That ap-  
10 propriations hereunder shall be available for temporary  
11 employment pursuant to the second sentence of section  
12 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and  
13 not to exceed \$115,000 shall be available for employment  
14 under 5 U.S.C. 3109: *Provided further*, That appropria-  
15 tions hereunder shall be available for the operation and  
16 maintenance of aircraft and the purchase of not to exceed  
17 one for replacement only: *Provided further*, That appro-  
18 priations hereunder shall be available pursuant to 7  
19 U.S.C. 2250 for the construction, alteration, and repair  
20 of buildings and improvements, but unless otherwise pro-  
21 vided, the cost of constructing any one building shall not  
22 exceed \$375,000, except for headhouses or greenhouses  
23 which shall each be limited to \$1,200,000, and except for  
24 10 buildings to be constructed or improved at a cost not  
25 to exceed \$750,000 each, and the cost of altering any one

1 building during the fiscal year shall not exceed 10 percent  
2 of the current replacement value of the building or  
3 \$375,000, whichever is greater: *Provided further*, That the  
4 limitations on alterations contained in this Act shall not  
5 apply to modernization or replacement of existing facilities  
6 at Beltsville, Maryland: *Provided further*, That appropria-  
7 tions hereunder shall be available for granting easements  
8 at the Beltsville Agricultural Research Center, including  
9 an easement to the University of Maryland to construct  
10 the Transgenic Animal Facility which upon completion  
11 shall be accepted by the Secretary as a gift: *Provided fur-*  
12 *ther*, That the foregoing limitations shall not apply to re-  
13 placement of buildings needed to carry out the Act of April  
14 24, 1948 (21 U.S.C. 113a): *Provided further*, That funds  
15 may be received from any State, other political subdivi-  
16 sion, organization, or individual for the purpose of estab-  
17 lishing or operating any research facility or research  
18 project of the Agricultural Research Service, as authorized  
19 by law.

20       None of the funds in the foregoing paragraph shall  
21 be available to carry out research related to the produc-  
22 tion, processing or marketing of tobacco or tobacco prod-  
23 ucts.

24       In fiscal year 2003, the agency is authorized to  
25 charge fees, commensurate with the fair market value, for

1 any permit, easement, lease, or other special use author-  
 2 ization for the occupancy or use of land and facilities (in-  
 3 cluding land and facilities at the Beltsville Agricultural  
 4 Research Center) issued by the agency, as authorized by  
 5 law, and such fees shall be credited to this account, and  
 6 shall remain available until expended for authorized pur-  
 7 poses.

## 8 BUILDINGS AND FACILITIES

9 For acquisition of land, construction, repair, improve-  
 10 ment, extension, alteration, and purchase of fixed equip-  
 11 ment or facilities as necessary to carry out the agricultural  
 12 research programs of the Department of Agriculture,  
 13 where not otherwise provided, \$100,955,000, to remain  
 14 available until expended (7 U.S.C. 2209b): *Provided*, That  
 15 funds may be received from any State, other political sub-  
 16 division, organization, or individual for the purpose of es-  
 17 tablishing any research facility of the Agricultural Re-  
 18 search Service, as authorized by law.

## 19 COOPERATIVE STATE RESEARCH, EDUCATION, AND 20 EXTENSION SERVICE

### 21 RESEARCH AND EDUCATION ACTIVITIES

22 For payments to agricultural experiment stations, for  
 23 cooperative forestry and other research, for facilities, and  
 24 for other expenses, \$611,729,000, as follows: to carry out  
 25 the provisions of the Hatch Act (7 U.S.C. 361a-i),  
 26 \$185,553,000; for grants for cooperative forestry research

1 (16 U.S.C. 582a–a7), \$22,541,000; for payments to the  
 2 1890 land-grant colleges, including Tuskegee University  
 3 (7 U.S.C. 3222), \$35,643,000, of which \$1,507,496 shall  
 4 be made available only for the purpose of ensuring that  
 5 each institution shall receive no less than \$1,000,000; for  
 6 special grants for agricultural research (7 U.S.C. 450i(c)),  
 7 \$104,234,000; for special grants for agricultural research  
 8 on improved pest control (7 U.S.C. 450i(e)), \$15,006,000;  
 9 for competitive research grants (7 U.S.C. 450i(b)),  
 10 \$163,986,000; for the support of animal health and dis-  
 11 ease programs (7 U.S.C. 3195), \$5,251,000; for supple-  
 12 mental and alternative crops and products (7 U.S.C.  
 13 3319d), \$1,000,000; for grants for research pursuant to  
 14 the Critical Agricultural Materials Act of 1984 (7 U.S.C.  
 15 178) and section 1472 of the Food and Agriculture Act  
 16 of 1977 (7 U.S.C. 3318), \$1,500,000, to remain available  
 17 until expended; for the 1994 research program (7 U.S.C.  
 18 301 note), \$1,000,000, to remain available until expended;  
 19 for higher education graduate fellowship grants (7 U.S.C.  
 20 3152(b)(6)), \$2,993,000, to remain available until ex-  
 21 pended (7 U.S.C. 2209b); for higher education challenge  
 22 grants (7 U.S.C. 3152(b)(1)), \$4,340,000; for a higher  
 23 education multicultural scholars program (7 U.S.C.  
 24 3152(b)(5)), \$998,000, to remain available until expended  
 25 (7 U.S.C. 2209b); for an education grants program for

1 Hispanic-serving Institutions (7 U.S.C. 3241),  
 2 \$3,500,000; for noncompetitive grants for the purpose of  
 3 carrying out all provisions of 7 U.S.C. 3242 (section 759  
 4 of Public Law 106–78) to individual eligible institutions  
 5 or consortia of eligible institutions in Alaska and in Ha-  
 6 waii, with funds awarded equally to each of the States of  
 7 Alaska and Hawaii, \$3,500,000; for a secondary agri-  
 8 culture education program and 2-year post-secondary edu-  
 9 cation (7 U.S.C. 3152(h)), \$1,000,000; for aquaculture  
 10 grants (7 U.S.C. 3322), \$5,000,000; for sustainable agri-  
 11 culture research and education (7 U.S.C. 5811),  
 12 \$15,000,000; for a program of capacity building grants  
 13 (7 U.S.C. 3152(b)(4)) to colleges eligible to receive funds  
 14 under the Act of August 30, 1890 (7 U.S.C. 321–326 and  
 15 328), including Tuskegee University, \$11,479,000, to re-  
 16 main available until expended (7 U.S.C. 2209b); for pay-  
 17 ments to the 1994 Institutions pursuant to section  
 18 534(a)(1) of Public Law 103–382, \$1,700,000; and for  
 19 necessary expenses of Research and Education Activities,  
 20 of which not to exceed \$100,000 shall be for employment  
 21 under 5 U.S.C. 3109, \$26,505,000.

22       None of the funds in the foregoing paragraph shall  
 23 be available to carry out research related to the produc-  
 24 tion, processing or marketing of tobacco or tobacco prod-  
 25 ucts: *Provided*, That this paragraph shall not apply to re-

1 search on the medical, biotechnological, food, and indus-  
 2 trial uses of tobacco.

3 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

7 EXTENSION ACTIVITIES

8 For payments to States, the District of Columbia,  
 9 Puerto Rico, Guam, the Virgin Islands, Micronesia,  
 10 Northern Marianas, and American Samoa, \$452,943,000,  
 11 as follows: payments for cooperative extension work under  
 12 the Smith-Lever Act, to be distributed under sections 3(b)  
 13 and 3(c) of said Act, and under section 208(c) of Public  
 14 Law 93–471, for retirement and employees’ compensation  
 15 costs for extension agents and for costs of penalty mail  
 16 for cooperative extension agents and State extension direc-  
 17 tors, \$284,218,000; payments for extension work at the  
 18 1994 Institutions under the Smith-Lever Act (7 U.S.C.  
 19 343(b)(3)), \$3,500,000; payments for the nutrition and  
 20 family education program for low-income areas under sec-  
 21 tion 3(d) of the Act, \$58,566,000; payments for the pest  
 22 management program under section 3(d) of the Act,  
 23 \$10,759,000; payments for the farm safety program under  
 24 section 3(d) of the Act, \$5,250,000; payments to upgrade  
 25 research, extension, and teaching facilities at the 1890  
 26 land-grant colleges, including Tuskegee University, as au-



1 thorized by section 1447 of Public Law 95–113 (7 U.S.C.  
 2 3222b), \$15,000,000, to remain available until expended;  
 3 payments for youth-at-risk programs under section 3(d)  
 4 of the Act, \$8,481,000; for youth farm safety education  
 5 and certification extension grants, to be awarded competi-  
 6 tively under section 3(d) of the Act, \$499,000; payments  
 7 for carrying out the provisions of the Renewable Resources  
 8 Extension Act of 1978, \$4,093,000; payments for Indian  
 9 reservation agents under section 3(d) of the Act,  
 10 \$1,996,000; payments for sustainable agriculture pro-  
 11 grams under section 3(d) of the Act, \$5,000,000; pay-  
 12 ments for rural health and safety education as authorized  
 13 by section 2390 of Public Law 101–624 (7 U.S.C. 2661  
 14 note, 2662), \$2,622,000; payments for cooperative exten-  
 15 sion work by the colleges receiving the benefits of the sec-  
 16 ond Morrill Act (7 U.S.C. 321–326 and 328) and  
 17 Tuskegee University, \$32,117,000, of which \$1,724,884  
 18 shall be made available only for the purpose of ensuring  
 19 that each institution shall receive no less than \$1,000,000;  
 20 and for Federal administration and coordination including  
 21 administration of the Smith-Lever Act, and the Act of  
 22 September 29, 1977 (7 U.S.C. 341–349), and section  
 23 1361(c) of the Act of October 3, 1980 (7 U.S.C. 301  
 24 note), and to coordinate and provide program leadership  
 25 for the extension work of the Department and the several

1 States and insular possessions, \$20,842,000: *Provided*,  
 2 That funds hereby appropriated pursuant to section 3(c)  
 3 of the Act of June 26, 1953, and section 506 of the Act  
 4 of June 23, 1972, shall not be paid to any State, the Dis-  
 5 trict of Columbia, Puerto Rico, Guam, or the Virgin Is-  
 6 lands, Micronesia, Northern Marianas, and American  
 7 Samoa prior to availability of an equal sum from non-Fed-  
 8 eral sources for expenditure during the current fiscal year.

#### 9 INTEGRATED ACTIVITIES

10 For the integrated research, education, and extension  
 11 competitive grants programs, including necessary adminis-  
 12 trative expenses, as authorized under section 406 of the  
 13 Agricultural Research, Extension, and Education Reform  
 14 Act of 1998 (7 U.S.C. 7626), \$108,218,000, as follows:  
 15 payments for the water quality program, \$12,971,000;  
 16 payments for the food safety program, \$14,967,000; pay-  
 17 ments for the regional pest management centers program,  
 18 \$4,531,000; payments for the Food Quality Protection Act  
 19 risk mitigation program for major food crop systems,  
 20 \$4,889,000; payments for the crops affected by Food  
 21 Quality Protection Act implementation, \$1,497,000; pay-  
 22 ments for the methyl bromide transition program,  
 23 \$3,000,000; payments for the organic transition program,  
 24 \$1,750,000; payments for the critical issues program  
 25 under 7 U.S.C. 450i(c), \$500,000; payments for the re-  
 26 gional rural development centers program under 7 U.S.C.

1 450i(c), \$1,513,000; payments for agricultural technology,  
 2 \$2,600,000; and in addition, \$60,000,000 shall be avail-  
 3 able for research, extension, and education grants, includ-  
 4 ing administrative expenses, for the same purposes and  
 5 under the same conditions as otherwise provided by sec-  
 6 tion 401 of the Agricultural Research, Extension, and  
 7 Education Reform Act of 1998 (7 U.S.C. 7621).

8 OFFICE OF THE UNDER SECRETARY FOR MARKETING  
 9 AND REGULATORY PROGRAMS

10 For necessary salaries and expenses of the Office of  
 11 the Under Secretary for Marketing and Regulatory Pro-  
 12 grams to administer programs under the laws enacted by  
 13 the Congress for the Animal and Plant Health Inspection  
 14 Service; the Agricultural Marketing Service; and the Grain  
 15 Inspection, Packers and Stockyards Administration;  
 16 \$788,000.

17 ANIMAL AND PLANT HEALTH INSPECTION SERVICE  
 18 SALARIES AND EXPENSES  
 19 (INCLUDING TRANSFERS OF FUNDS)

20 For expenses, not otherwise provided for, including  
 21 those pursuant to the Act of February 28, 1947 (21  
 22 U.S.C. 114b–c), necessary to prevent, control, and eradi-  
 23 cate pests and plant and animal diseases; to carry out in-  
 24 spection, quarantine, and regulatory activities; to dis-  
 25 charge the authorities of the Secretary of Agriculture  
 26 under the Acts of March 2, 1931 (46 Stat. 1468) and

1 December 22, 1987 (101 Stat. 1329–1331) (7 U.S.C.  
2 426–426c); and to protect the environment, as authorized  
3 by law, \$735,673,000, of which \$4,103,000 shall be avail-  
4 able for the control of outbreaks of insects, plant diseases,  
5 animal diseases and for control of pest animals and birds  
6 to the extent necessary to meet emergency conditions; of  
7 which \$62,000,000 shall be used for the boll weevil eradi-  
8 cation program for cost share purposes or for debt retire-  
9 ment for active eradication zones: *Provided*, That no funds  
10 shall be used to formulate or administer a brucellosis  
11 eradication program for the current fiscal year that does  
12 not require minimum matching by the States of at least  
13 40 percent: *Provided further*, That this appropriation shall  
14 be available for field employment pursuant to the second  
15 sentence of section 706(a) of the Organic Act of 1944 (7  
16 U.S.C. 2225), and not to exceed \$40,000 shall be available  
17 for employment under 5 U.S.C. 3109: *Provided further*,  
18 That this appropriation shall be available for the operation  
19 and maintenance of aircraft and the purchase of not to  
20 exceed four, of which two shall be for replacement only:  
21 *Provided further*, That, in addition, in emergencies which  
22 threaten any segment of the agricultural production indus-  
23 try of this country, the Secretary may transfer from other  
24 appropriations or funds available to the agencies or cor-  
25 porations of the Department such sums as may be deemed

1 necessary, to be available only in such emergencies for the  
2 arrest and eradication of contagious or infectious disease  
3 or pests of animals, poultry, or plants, and for expenses  
4 in accordance with the Act of February 28, 1947, and sec-  
5 tion 102 of the Act of September 21, 1944, and any unex-  
6 pended balances of funds transferred for such emergency  
7 purposes in the preceding fiscal year shall be merged with  
8 such transferred amounts: *Provided further*, That appro-  
9 priations hereunder shall be available pursuant to law (7  
10 U.S.C. 2250) for the repair and alteration of leased build-  
11 ings and improvements, but unless otherwise provided the  
12 cost of altering any one building during the fiscal year  
13 shall not exceed 10 percent of the current replacement  
14 value of the building.

15       In fiscal year 2003, the agency is authorized to collect  
16 fees to cover the total costs of providing technical assist-  
17 ance, goods, or services requested by States, other political  
18 subdivisions, domestic and international organizations,  
19 foreign governments, or individuals, provided that such  
20 fees are structured such that any entity's liability for such  
21 fees is reasonably based on the technical assistance, goods,  
22 or services provided to the entity by the agency, and such  
23 fees shall be credited to this account, to remain available  
24 until expended, without further appropriation, for pro-  
25 viding such assistance, goods, or services.

## 1 BUILDINGS AND FACILITIES

2 For plans, construction, repair, preventive maintenance,  
3 nance, environmental support, improvement, extension, alteration,  
4 and purchase of fixed equipment or facilities, as authorized by 7 U.S.C. 2250,  
5 and acquisition of land as authorized by 7 U.S.C. 428a,  
6 \$13,189,000, to remain available until expended.

## 8 AGRICULTURAL MARKETING SERVICE

## 9 MARKETING SERVICES

10 For necessary expenses to carry out services related  
11 to consumer protection, agricultural marketing and distribution,  
12 transportation, and regulatory programs, as authorized by law,  
13 and for administration and coordination of payments to States,  
14 including field employment pursuant to the second sentence of  
15 section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and  
16 not to exceed \$90,000 for employment under 5 U.S.C. 3109,  
17 \$75,824,000, including funds for the wholesale market development  
18 program for the design and development of wholesale and farmer  
19 market facilities for the major metropolitan areas of the country:  
20 *Provided*, That this appropriation shall be available pursuant  
21 to law (7 U.S.C. 2250) for the alteration and repair of buildings  
22 and improvements, but the cost of altering any one building during

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

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

6 LIMITATION ON ADMINISTRATIVE EXPENSES LEVEL

7 Not to exceed \$61,619,000 (from fees collected) shall  
8 be obligated during the current fiscal year for administra-  
9 tive expenses: *Provided*, That if crop size is understated  
10 and/or other uncontrollable events occur, the agency may  
11 exceed this limitation by up to 10 percent with notification  
12 to the Committees on Appropriations of both Houses of  
13 Congress.

14 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

15 SUPPLY (SECTION 32)

16 (INCLUDING TRANSFERS OF FUNDS)

17 Funds available under section 32 of the Act of Au-  
18 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-  
19 modity program expenses as authorized therein, and other  
20 related operating expenses, except for: (1) transfers to the  
21 Department of Commerce as authorized by the Fish and  
22 Wildlife Act of August 8, 1956; (2) transfers otherwise  
23 provided in this Act; and (3) not more than \$14,910,000  
24 for formulation and administration of marketing agree-  
25 ments and orders pursuant to the Agricultural Marketing  
26 Agreement Act of 1937 and the Agricultural Act of 1961.

## 1            PAYMENTS TO STATES AND POSSESSIONS

2            For payments to departments of agriculture, bureaus  
3 and departments of markets, and similar agencies for  
4 marketing activities under section 204(b) of the Agricul-  
5 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),  
6 \$1,347,000.

## 7            GRAIN INSPECTION, PACKERS AND STOCKYARDS

## 8                            ADMINISTRATION

## 9                            SALARIES AND EXPENSES

10           For necessary expenses to carry out the provisions  
11 of the United States Grain Standards Act, for the admin-  
12 istration of the Packers and Stockyards Act, for certifying  
13 procedures used to protect purchasers of farm products,  
14 and the standardization activities related to grain under  
15 the Agricultural Marketing Act of 1946, including field  
16 employment pursuant to the second sentence of section  
17 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and  
18 not to exceed \$25,000 for employment under 5 U.S.C.  
19 3109, \$44,746,000: *Provided*, That this appropriation  
20 shall be available pursuant to law (7 U.S.C. 2250) for the  
21 alteration and repair of buildings and improvements, but  
22 the cost of altering any one building during the fiscal year  
23 shall not exceed 10 percent of the current replacement  
24 value of the building.



## 1     LIMITATION ON INSPECTION AND WEIGHING SERVICES

## 2                                   EXPENSES

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

## 10   OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

11         For necessary salaries and expenses of the Office of  
12 the Under Secretary for Food Safety to administer the  
13 laws enacted by the Congress for the Food Safety and In-  
14 spection Service, \$785,000.

## 15                   FOOD SAFETY AND INSPECTION SERVICE

## 16                                   SALARIES AND EXPENSES

17         For necessary expenses to carry out services author-  
18 ized by the Federal Meat Inspection Act, the Poultry  
19 Products Inspection Act, and the Egg Products Inspection  
20 Act, including not to exceed \$50,000 for representation  
21 allowances and for expenses pursuant to section 8 of the  
22 Act approved August 3, 1956 (7 U.S.C. 1766),  
23 \$766,608,000, of which no less than \$655,017,000 shall  
24 be available for Federal food safety inspection; and in ad-  
25 dition, \$1,000,000 may be credited to this account from

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

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

15 For necessary salaries and expenses of the Office of  
 16 the Under Secretary for Farm and Foreign Agricultural  
 17 Services to administer the laws enacted by Congress for  
 18 the Farm Service Agency, the Foreign Agricultural Serv-  
 19 ice, the Risk Management Agency, and the Commodity  
 20 Credit Corporation, \$906,000.

21 FARM SERVICE AGENCY

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses for carrying out the adminis-  
 25 tration and implementation of programs administered by  
 26 the Farm Service Agency, \$997,378,000: *Provided*, That

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

#### 12 STATE MEDIATION GRANTS

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

#### 16 DAIRY INDEMNITY PROGRAM

#### 17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses involved in making indemnity  
 19 payments to dairy farmers and manufacturers of dairy  
 20 products under a dairy indemnity program, \$100,000, to  
 21 remain available until expended: *Provided*, That such pro-  
 22 gram is carried out by the Secretary in the same manner  
 23 as the dairy indemnity program described in the Agri-  
 24 culture, Rural Development, Food and Drug Administra-  
 25 tion, and Related Agencies Appropriations Act, 2001  
 26 (Public Law 106–387; 114 Stat. 1549A–12).

For the cost of direct and guaranteed loans, including the cost of modifying loans as defined in section 502 of the Congressional Budget Act of 1974, as follows: farm ownership loans, \$24,566,000, of which \$7,500,000 shall be for guaranteed loans; operating loans, \$219,036,000, of which \$53,890,000 shall be for unsubsidized guaranteed loans and \$59,653,000 shall be for subsidized guaranteed loans; and Indian tribe land acquisition loans as authorized by 25 U.S.C. 488, \$179,000.

1 In addition, for administrative expenses necessary to  
 2 carry out the direct and guaranteed loan programs,  
 3 \$287,176,000, of which \$279,176,000 shall be transferred  
 4 to and merged with the appropriation for “Farm Service  
 5 Agency, Salaries and Expenses”.

6 Funds appropriated by this Act to the Agricultural  
 7 Credit Insurance Program Account for farm ownership  
 8 and operating direct loans and guaranteed loans may be  
 9 transferred among these programs: *Provided*, That the  
 10 Committees on Appropriations of both Houses of Congress  
 11 are notified at least 15 days in advance of any transfer.

#### 12 RISK MANAGEMENT AGENCY

##### 13 ADMINISTRATIVE AND OPERATING EXPENSES

14 For administrative and operating expenses, as au-  
 15 thorized by the Federal Agriculture Improvement and Re-  
 16 form Act of 1996 (7 U.S.C. 6933), \$71,228,000: *Provided*,  
 17 That not to exceed \$700 shall be available for official re-  
 18 ception and representation expenses, as authorized by 7  
 19 U.S.C. 1506(i).

#### 20 CORPORATIONS

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

1 limitations as provided by section 104 of the Government  
2 Corporation Control Act as may be necessary in carrying  
3 out the programs set forth in the budget for the current  
4 fiscal year for such corporation or agency, except as here-  
5 inafter provided.

6       FEDERAL CROP INSURANCE CORPORATION FUND

7       For payments as authorized by section 516 of the  
8 Federal Crop Insurance Act, such sums as may be nec-  
9 essary, to remain available until expended (7 U.S.C.  
10 2209b).

11           COMMODITY CREDIT CORPORATION FUND

12           REIMBURSEMENT FOR NET REALIZED LOSSES

13       For fiscal year 2003, such sums as may be necessary  
14 to reimburse the Commodity Credit Corporation for net  
15 realized losses sustained, but not previously reimbursed,  
16 pursuant to section 2 of the Act of August 17, 1961 (15  
17 U.S.C. 713a–11).

18           HAZARDOUS WASTE MANAGEMENT

19           (LIMITATION ON EXPENSES)

20       For fiscal year 2003, the Commodity Credit Corpora-  
21 tion shall not expend more than \$5,000,000 for site inves-  
22 tigation and cleanup expenses, and operations and mainte-  
23 nance expenses to comply with the requirement of section  
24 107(g) of the Comprehensive Environmental Response,  
25 Compensation, and Liability Act, 42 U.S.C. 9607(g), and

1 section 6001 of the Resource Conservation and Recovery  
2 Act, 42 U.S.C. 6961.

## 3 TITLE II

### 4 CONSERVATION PROGRAMS

#### 5 OFFICE OF THE UNDER SECRETARY FOR NATURAL 6 RESOURCES AND ENVIRONMENT

7 For necessary salaries and expenses of the Office of  
8 the Under Secretary for Natural Resources and Environ-  
9 ment to administer the laws enacted by the Congress for  
10 the Forest Service and the Natural Resources Conserva-  
11 tion Service, \$911,000.

#### 12 NATURAL RESOURCES CONSERVATION SERVICE

##### 13 CONSERVATION OPERATIONS

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

1 cost not to exceed \$100 pursuant to the Act of August  
2 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-  
3 ation or improvement of permanent and temporary build-  
4 ings; and operation and maintenance of aircraft,  
5 \$846,963,000, to remain available until expended (7  
6 U.S.C. 2209b), of which not less than \$9,162,000 is for  
7 snow survey and water forecasting, and not less than  
8 \$10,701,000 is for operation and establishment of the  
9 plant materials centers, and of which not less than  
10 \$23,500,000 shall be for the grazing lands conservation  
11 initiative: *Provided*, That appropriations hereunder shall  
12 be available pursuant to 7 U.S.C. 2250 for construction  
13 and improvement of buildings and public improvements at  
14 plant materials centers, except that the cost of alterations  
15 and improvements to other buildings and other public im-  
16 provements shall not exceed \$250,000: *Provided further*,  
17 That when buildings or other structures are erected on  
18 non-Federal land, that the right to use such land is ob-  
19 tained as provided in 7 U.S.C. 2250a: *Provided further*,  
20 That this appropriation shall be available for technical as-  
21 sistance and related expenses to carry out programs au-  
22 thorized by section 202(c) of title II of the Colorado River  
23 Basin Salinity Control Act of 1974 (43 U.S.C. 1592(c)):  
24 *Provided further*, That this appropriation shall be available  
25 for employment pursuant to the second sentence of section



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

#### 7 WATERSHED SURVEYS AND PLANNING

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

#### 18 WATERSHED AND FLOOD PREVENTION OPERATIONS

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

1 with the provisions of laws relating to the activities of the  
2 Department, \$105,000,000, to remain available until ex-  
3 pended (7 U.S.C. 2209b) (of which up to \$15,000,000  
4 may be available for the watersheds authorized under the  
5 Flood Control Act approved June 22, 1936 (33 U.S.C.  
6 701 and 16 U.S.C. 1006a)): *Provided*, That not to exceed  
7 \$45,514,000 of this appropriation shall be available for  
8 technical assistance: *Provided further*, That this appro-  
9 priation shall be available for employment pursuant to the  
10 second sentence of section 706(a) of the Organic Act of  
11 1944 (7 U.S.C. 2225), and not to exceed \$200,000 shall  
12 be available for employment under 5 U.S.C. 3109: *Pro-*  
13 *vided further*, That not to exceed \$1,000,000 of this appro-  
14 priation is available to carry out the purposes of the En-  
15 dangered Species Act of 1973 (Public Law 93–205), in-  
16 cluding cooperative efforts as contemplated by that Act  
17 to relocate endangered or threatened species to other suit-  
18 able habitats as may be necessary to expedite project con-  
19 struction.

#### 20 WATERSHED REHABILITATION PROGRAM

21 For necessary expenses to carry out rehabilitation of  
22 structural measures, in accordance with section 14 of the  
23 Watershed Protection and Flood Prevention Act approved  
24 August 4, 1954 (16 U.S.C. 1001 et seq.), as amended by  
25 section 313 of Public Law 106–472, November 9, 2000  
26 (16 U.S.C. 1012), and in accordance with the provisions

1 of laws relating to the activities of the Department,  
 2 \$30,000,000, to remain available until expended.

3 RESOURCE CONSERVATION AND DEVELOPMENT

4 For necessary expenses in planning and carrying out  
 5 projects for resource conservation and development and  
 6 for sound land use pursuant to the provisions of section  
 7 32(e) of title III of the Bankhead-Jones Farm Tenant Act  
 8 (7 U.S.C. 1010–1011; 76 Stat. 607); the Act of April 27,  
 9 1935 (16 U.S.C. 590a–f); and the Agriculture and Food  
 10 Act of 1981 (16 U.S.C. 3451–3461), \$50,378,000, to re-  
 11 main available until expended (7 U.S.C. 2209b): *Provided*,  
 12 That this appropriation shall be available for employment  
 13 pursuant to the second sentence of section 706(a) of the  
 14 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed  
 15 \$50,000 shall be available for employment under 5 U.S.C.  
 16 3109.

17 TITLE III

18 RURAL DEVELOPMENT PROGRAMS

19 OFFICE OF THE UNDER SECRETARY FOR RURAL

20 DEVELOPMENT

21 For necessary salaries and expenses of the Office of  
 22 the Under Secretary for Rural Development to administer  
 23 programs under the laws enacted by the Congress for the  
 24 Rural Housing Service, the Rural Business-Cooperative  
 25 Service, and the Rural Utilities Service of the Department  
 26 of Agriculture, \$906,000.

1 RURAL COMMUNITY ADVANCEMENT PROGRAM  
2 (INCLUDING TRANSFERS OF FUNDS)

3 For the cost of direct loans, loan guarantees, and  
4 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,  
5 1926d, and 1932, except for sections 381E–H and 381N  
6 of the Consolidated Farm and Rural Development Act,  
7 \$867,176,000, to remain available until expended, of  
8 which \$97,600,000 shall be for rural community programs  
9 described in section 381E(d)(1) of such Act; of which  
10 \$682,814,000 shall be for the rural utilities programs de-  
11 scribed in sections 381E(d)(2), 306C(a)(2), and 306D of  
12 such Act; and of which \$86,762,000 shall be for the rural  
13 business and cooperative development programs described  
14 in sections 381E(d)(3) and 310B(f) of such Act: *Provided*,  
15 That of the total amount appropriated in this account,  
16 \$24,000,000 shall be for loans and grants to benefit Fed-  
17 erally Recognized Native American Tribes, including  
18 grants for drinking water and waste disposal systems pur-  
19 suant to section 306C of such Act, of which \$4,000,000  
20 shall be available for community facilities grants to tribal  
21 colleges, as authorized by section 306(a)(19) of the Con-  
22 solidated Farm and Rural Development Act, and of which  
23 \$250,000 shall be available for a grant to a qualified na-  
24 tional organization to provide technical assistance for  
25 rural transportation in order to promote economic develop-  
26 ment: *Provided further*, That of the amount appropriated

1 for rural community programs, \$10,000,000 shall be avail-  
 2 able for a Rural Community Development Initiative: *Pro-*  
 3 *vided further*, That of the amount appropriated for the  
 4 Rural Community Development Initiative, not less than  
 5 \$4,000,000 shall be available until expended to carry out  
 6 a demonstration program on Replicating and Creating  
 7 Rural Cooperative Home Based Health Care: *Provided*  
 8 *further*, That of the \$4,000,000 made available, not less  
 9 than \$1,500,000 shall be in the form of predevelopment  
 10 planning grants, not to exceed \$50,000 each, with the bal-  
 11 ance for low-interest revolving loans to be used for capital  
 12 and other related expenses, and made available to non-  
 13 profit based community development organizations: *Pro-*  
 14 *vided further*, That such organizations should demonstrate  
 15 experience in the administration of revolving loan pro-  
 16 grams and providing technical assistance to cooperatives:  
 17 *Provided further*, That a minimum of one planning grant  
 18 should be provided to a minority sponsored entity with  
 19 three years experience in rural cooperative development:  
 20 *Provided further*, That of funds appropriated for the Rural  
 21 Community Development Initiative, \$6,000,000 shall be  
 22 used solely to develop the capacity and ability of private,  
 23 nonprofit community-based housing and community devel-  
 24 opment organizations, low-income rural communities, and  
 25 Federally Recognized Native American Tribes to under-

1 take projects to improve housing, community facilities,  
2 community and economic development projects in rural  
3 areas: *Provided further*, That such funds shall be made  
4 available to qualified private, nonprofit and public inter-  
5 mediary organizations proposing to carry out a program  
6 of financial and technical assistance: *Provided further*,  
7 That such intermediary organizations shall provide match-  
8 ing funds from other sources, including Federal funds for  
9 related activities, in an amount not less than funds pro-  
10 vided: *Provided further*, That of the amount appropriated  
11 for the rural business and cooperative development pro-  
12 grams, not to exceed \$500,000 shall be made available for  
13 a grant to a qualified national organization to provide  
14 technical assistance for rural transportation in order to  
15 promote economic development; and \$2,000,000 shall be  
16 for grants to Mississippi Delta Region counties: *Provided*  
17 *further*, That of the amount appropriated for rural utilities  
18 programs, not to exceed \$20,000,000 shall be for water  
19 and waste disposal systems to benefit the Colonias along  
20 the United States/Mexico border, including grants pursu-  
21 ant to section 306C of such Act; not to exceed  
22 \$30,000,000 shall be for water and waste disposal systems  
23 for rural and native villages in Alaska pursuant to section  
24 306D of such Act, with up to 1 percent available to admin-  
25 ister the program and up to 1 percent available to improve

1 interagency coordination may be transferred to and  
2 merged with the appropriation for “Rural Development,  
3 Salaries and Expenses”; not to exceed \$19,200,000 shall  
4 be for technical assistance grants for rural water and  
5 waste systems pursuant to section 306(a)(14) of such Act,  
6 of which \$5,775,000 shall be for Rural Community Assist-  
7 ance Programs; and not to exceed \$12,100,000 shall be  
8 for contracting with qualified national organizations for  
9 a circuit rider program to provide technical assistance for  
10 rural water systems: *Provided further*, That of the total  
11 amount appropriated, not to exceed \$37,624,000 shall be  
12 available through June 30, 2003, for authorized empower-  
13 ment zones and enterprise communities and communities  
14 designated by the Secretary of Agriculture as Rural Eco-  
15 nomic Area Partnership Zones; of which \$1,163,000 shall  
16 be for the rural community programs described in section  
17 381E(d)(1) of such Act, of which \$27,431,000 shall be  
18 for the rural utilities programs described in section  
19 381E(d)(2) of such Act, and of which \$9,030,000 shall  
20 be for the rural business and cooperative development pro-  
21 grams described in section 381E(d)(3) of such Act: *Pro-*  
22 *vided further*, That of the amount appropriated for rural  
23 community programs, not to exceed \$25,000,000 shall be  
24 to provide grants for facilities in rural communities with  
25 extreme unemployment and severe economic depression

1 (Public Law 106–387), with 5 percent for administration  
2 and capacity building in the State rural development of-  
3 fices: *Provided further*, That of the amount appropriated,  
4 \$30,000,000 shall be transferred to and merged with the  
5 “Rural Utilities Service, High Energy Cost Grants Ac-  
6 count” to provide grants authorized under section 19 of  
7 the Rural Electrification Act of 1936 (7 U.S.C. 918a):  
8 *Provided further*, That any funds in the “Rural Utilities  
9 Service, High Energy Cost Grants Account” and any re-  
10 maining funds specifically appropriated in fiscal year 2002  
11 for rural communities with extremely high energy costs  
12 under the Rural Community Advancement Program shall  
13 be merged and transferred into the Account: *Provided fur-*  
14 *ther*, That any funds in the Account shall be used to pro-  
15 vide grants authorized under section 19 of that Act: *Pro-*  
16 *vided further*, That of the funds appropriated by this Act  
17 to the Rural Community Advancement Program for guar-  
18 anteed business and industry loans, funds may be trans-  
19 ferred to direct business and industry loans as deemed  
20 necessary by the Secretary and with prior approval of the  
21 Committees on Appropriations of both Houses of Con-  
22 gress.



## RURAL HOUSING SERVICE

## RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

## (INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by title V of the Housing Act of 1949, to be available from funds in the rural housing insurance fund, as follows: \$3,755,162,000 for loans to section 502 borrowers, as determined by the Secretary, of which \$1,005,162,000 shall be for direct loans, and of which \$2,750,000,000 shall be for unsubsidized guaranteed loans; \$35,000,000 for section 504 housing repair loans; \$120,000,000 for new construction, repair, rehabilitation, and preservation of section 515 rental housing; \$5,000,000 for section 524 site loans; \$12,000,000 for credit sales of acquired property, of which up to \$2,000,000 may be for multi-family credit sales; and \$5,011,000 for section 523 self-help housing land development loans.

For the cost of direct and guaranteed loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, as follows: section 502 loans, \$214,500,000, of which \$194,700,000 shall be for direct loans, and of which \$19,800,000, to remain available until expended, shall be for unsubsidized guaranteed loans; section 504 housing repair loans, \$10,857,000; repair, rehabilitation, and preservation of section 515

1 rental housing, \$55,956,000, to remain available until  
 2 September 30, 2004; section 524 site loans, \$55,000;  
 3 multi-family credit sales of acquired property, \$934,000;  
 4 and section 523 self-help housing land development loans,  
 5 \$221,000: *Provided*, That of the total amount appro-  
 6 priated in this paragraph, \$11,656,000 shall be available  
 7 through June 30, 2003, for authorized empowerment  
 8 zones and enterprise communities and communities des-  
 9 ignated by the Secretary of Agriculture as Rural Economic  
 10 Area Partnership Zones.

11 In addition, for administrative expenses necessary to  
 12 carry out the direct and guaranteed loan programs,  
 13 \$455,630,000, which shall be transferred to and merged  
 14 with the appropriation for “Rural Development, Salaries  
 15 and Expenses”.

#### 16 RENTAL ASSISTANCE PROGRAM

17 For rental assistance agreements entered into or re-  
 18 newed pursuant to the authority under section 521(a)(2)  
 19 or agreements entered into in lieu of debt forgiveness or  
 20 payments for eligible households as authorized by section  
 21 502(c)(5)(D) of the Housing Act of 1949, \$730,000,000;  
 22 and, in addition, such sums as may be necessary, as au-  
 23 thorized by section 521(c) of the Act, to liquidate debt  
 24 incurred prior to fiscal year 1992 to carry out the rental  
 25 assistance program under section 521(a)(2) of the Act:  
 26 *Provided*, That of this amount, not more than

1 \$12,000,000 shall be available for debt forgiveness or pay-  
 2 ments for eligible households as authorized by section  
 3 502(c)(5)(D) of the Act, and not to exceed \$50,000 per  
 4 project for advances to nonprofit organizations or public  
 5 agencies to cover direct costs (other than purchase price)  
 6 incurred in purchasing projects pursuant to section  
 7 502(c)(5)(C) of the Act: *Provided further*, That agree-  
 8 ments entered into or renewed during fiscal year 2003  
 9 shall be funded for a 5-year period, although the life of  
 10 any such agreement may be extended to fully utilize  
 11 amounts obligated.

#### 12 MUTUAL AND SELF-HELP HOUSING GRANTS

13 For grants and contracts pursuant to section  
 14 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.  
 15 1490c), \$35,000,000, to remain available until expended  
 16 (7 U.S.C. 2209b): *Provided*, That of the total amount ap-  
 17 propriated, \$1,000,000 shall be available through June  
 18 30, 2003, for authorized empowerment zones and enter-  
 19 prise communities and communities designated by the Sec-  
 20 retary of Agriculture as Rural Economic Area Partnership  
 21 Zones.

#### 22 RURAL HOUSING ASSISTANCE GRANTS

23 For grants and contracts for very low-income housing  
 24 repair, supervisory and technical assistance, compensation  
 25 for construction defects, and rural housing preservation  
 26 made by the Rural Housing Service, as authorized by 42

1 U.S.C. 1474, 1479(c), 1490e, and 1490m, \$47,498,000,  
 2 to remain available until expended: *Provided*, That of the  
 3 total amount appropriated, \$1,200,000 shall be available  
 4 through June 30, 2003, for authorized empowerment  
 5 zones and enterprise communities and communities des-  
 6 ignated by the Secretary of Agriculture as Rural Economic  
 7 Area Partnership Zones.

8 FARM LABOR PROGRAM ACCOUNT

9 For the cost of direct loans, grants, and contracts,  
 10 as authorized by 42 U.S.C. 1484 and 1486, \$34,615,000,  
 11 to remain available until expended, for direct farm labor  
 12 housing loans and domestic farm labor housing grants and  
 13 contracts.

14 RURAL DEVELOPMENT

15 SALARIES AND EXPENSES

16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses for carrying out the adminis-  
 18 tration and implementation of programs in the Rural De-  
 19 velopment mission area, including activities with institu-  
 20 tions concerning the development and operation of agricul-  
 21 tural cooperatives; and for cooperative agreements;  
 22 \$133,956,000: *Provided*, That this appropriation shall be  
 23 available for employment pursuant to the second sentence  
 24 of section 706(a) of the Organic Act of 1944 (7 U.S.C.  
 25 2225), and not to exceed \$1,000,000 may be used for em-  
 26 ployment under 5 U.S.C. 3109: *Provided further*, That not

1 more than \$10,000 may be expended to provide modest  
 2 nonmonetary awards to non-USDA employees: *Provided*  
 3 *further*, That any balances available from prior years for  
 4 the Rural Utilities Service, Rural Housing Service, and  
 5 the Rural Business-Cooperative Service salaries and ex-  
 6 penses accounts shall be transferred to and merged with  
 7 this appropriation.

# 8 RURAL BUSINESS-COOPERATIVE SERVICE

## 9 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

### 10 (INCLUDING TRANSFER OF FUNDS)

11 For the principal amount of direct loans, as author-  
 12 ized by the Rural Development Loan Fund (42 U.S.C.  
 13 9812(a)), \$40,000,000.

14 For the cost of direct loans, \$19,304,000, as author-  
 15 ized by the Rural Development Loan Fund (42 U.S.C.  
 16 9812(a)), of which \$1,724,000 shall be available through  
 17 June 30, 2003, for Federally Recognized Native American  
 18 Tribes and of which \$3,449,000 shall be available through  
 19 June 30, 2003, for Mississippi Delta Region counties (as  
 20 defined by Public Law 100-460): *Provided*, That such  
 21 costs, including the cost of modifying such loans, shall be  
 22 as defined in section 502 of the Congressional Budget Act  
 23 of 1974: *Provided further*, That of the total amount appro-  
 24 priated, \$2,730,000 shall be available through June 30,  
 25 2003, for the cost of direct loans for authorized empower-  
 26 ment zones and enterprise communities and communities

1 designated by the Secretary of Agriculture as Rural Eco-  
 2 nomic Area Partnership Zones.

3 In addition, for administrative expenses to carry out  
 4 the direct loan programs, \$4,290,000 shall be transferred  
 5 to and merged with the appropriation for “Rural Develop-  
 6 ment, Salaries and Expenses”.

7 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

8 ACCOUNT

9 (INCLUDING RESCISSION OF FUNDS)

10 For the principal amount of direct loans, as author-  
 11 ized under section 313 of the Rural Electrification Act,  
 12 for the purpose of promoting rural economic development  
 13 and job creation projects, \$14,967,000.

14 For the cost of direct loans, including the cost of  
 15 modifying loans as defined in section 502 of the Congres-  
 16 sional Budget Act of 1974, \$3,197,000.

17 Of the funds derived from interest on the cushion of  
 18 credit payments in fiscal year 2003, as authorized by sec-  
 19 tion 313 of the Rural Electrification Act of 1936,  
 20 \$3,197,000 shall not be obligated and \$3,197,000 are re-  
 21 scinded.

22 RURAL COOPERATIVE DEVELOPMENT GRANTS

23 For rural cooperative development grants authorized  
 24 under section 310B(e) of the Consolidated Farm and  
 25 Rural Development Act (7 U.S.C. 1932), \$9,000,000, of  
 26 which \$2,500,000 shall be for cooperative agreements for

1 the appropriate technology transfer for rural areas pro-  
 2 gram: *Provided*, That not to exceed \$1,500,000 of the  
 3 total amount appropriated shall be made available to co-  
 4 operatives or associations of cooperatives whose primary  
 5 focus is to provide assistance to small, minority producers  
 6 and whose governing board and/or membership is com-  
 7 prised of at least 75 percent minority.

8           RURAL EMPOWERMENT ZONES AND ENTERPRISE  
 9                           COMMUNITIES GRANTS

10       For grants in connection with a second round of em-  
 11 powerment zones and enterprise communities,  
 12 \$14,967,000, to remain available until expended, for des-  
 13 ignated rural empowerment zones and rural enterprise  
 14 communities, as authorized by the Taxpayer Relief Act of  
 15 1997 and the Omnibus Consolidated and Emergency Sup-  
 16 plemental Appropriations Act, 1999 (Public Law 105–  
 17 277).

18                           RURAL UTILITIES SERVICE  
 19       RURAL ELECTRIFICATION AND TELECOMMUNICATIONS  
 20                           LOANS PROGRAM ACCOUNT  
 21                           (INCLUDING TRANSFER OF FUNDS)

22       Insured loans pursuant to the authority of section  
 23 305 of the Rural Electrification Act of 1936 (7 U.S.C.  
 24 935) shall be made as follows: 5 percent rural electrifica-  
 25 tion loans, \$121,103,000; municipal rate rural electric  
 26 loans, \$100,000,000; loans made pursuant to section 306

1 of that Act, rural electric, \$2,700,000,000; Treasury rate  
 2 direct electric loans, \$1,150,000,000; 5 percent rural tele-  
 3 communications loans, \$75,029,000; cost of money rural  
 4 telecommunications loans, \$300,000,000; and loans made  
 5 pursuant to section 306 of that Act, rural telecommuni-  
 6 cations loans, \$120,000,000; and for guaranteed under-  
 7 writing loans pursuant to section 313A, \$1,000,000,000.

8 For the cost, as defined in section 502 of the Con-  
 9 gressional Budget Act of 1974, including the cost of modi-  
 10 fying loans, of direct and guaranteed loans authorized by  
 11 the Rural Electrification Act of 1936 (7 U.S.C. 935 and  
 12 936), as follows: cost of rural electric loans, \$11,025,000,  
 13 and the cost of telecommunication loans, \$1,433,000: *Pro-*  
 14 *vided*, That notwithstanding section 305(d)(2) of the  
 15 Rural Electrification Act of 1936, borrower interest rates  
 16 may exceed 7 percent per year.

17 In addition, for administrative expenses necessary to  
 18 carry out the direct and guaranteed loan programs,  
 19 \$38,035,000 which shall be transferred to and merged  
 20 with the appropriation for “Rural Development, Salaries  
 21 and Expenses”.

22 RURAL TELEPHONE BANK PROGRAM ACCOUNT  
 23 (INCLUDING TRANSFER OF FUNDS)

24 The Rural Telephone Bank is hereby authorized to  
 25 make such expenditures, within the limits of funds avail-  
 26 able to such corporation in accord with law, and to make



1 such contracts and commitments without regard to fiscal  
2 year limitations as provided by section 104 of the Govern-  
3 ment Corporation Control Act, as may be necessary in car-  
4 rying out its authorized programs. During fiscal year 2003  
5 and within the resources and authority available, gross ob-  
6 ligations for the principal amount of direct loans shall be  
7 \$174,615,000.

8 For the cost, as defined in section 502 of the Con-  
9 gressional Budget Act of 1974, including the cost of modi-  
10 fying loans, of direct loans authorized by the Rural Elec-  
11 trification Act of 1936 (7 U.S.C. 935), \$2,410,000.

12 In addition, for administrative expenses, including  
13 audits, necessary to carry out the loan programs,  
14 \$3,082,000, which shall be transferred to and merged with  
15 the appropriation for “Rural Development, Salaries and  
16 Expenses”.

17 DISTANCE LEARNING AND TELEMEDICINE PROGRAM

18 For the principal amount of direct distance learning  
19 and telemedicine loans, \$50,000,000; and for the principal  
20 amount of broadband telecommunication loans,  
21 \$79,535,000.

22 For the cost of direct loans and grants, as authorized  
23 by 7 U.S.C. 950aaa et seq., \$51,941,000, to remain avail-  
24 able until expended, to be available for loans and grants  
25 for telemedicine and distance learning services in rural  
26 areas: *Provided*, That \$10,000,000 may be available for

1 the continuation of a pilot project for a loan and grant  
 2 program to finance broadband transmission and local dial-  
 3 up Internet service in areas that meet the definition of  
 4 “rural area” used for the Distance Learning and Tele-  
 5 medicine Program authorized by 7 U.S.C. 950aaa: *Pro-*  
 6 *vided further*, That the cost of direct loans shall be as de-  
 7 fined in section 502 of the Congressional Budget Act of  
 8 1974.

#### 9 TITLE IV

#### 10 DOMESTIC FOOD PROGRAMS

#### 11 OFFICE OF THE UNDER SECRETARY FOR FOOD,

#### 12 NUTRITION AND CONSUMER SERVICES

13 For necessary salaries and expenses of the Office of  
 14 the Under Secretary for Food, Nutrition and Consumer  
 15 Services to administer the laws enacted by the Congress  
 16 for the Food and Nutrition Service, \$781,000.

#### 17 FOOD AND NUTRITION SERVICE

#### 18 CHILD NUTRITION PROGRAMS

#### 19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses to carry out the National  
 21 School Lunch Act (42 U.S.C. 1751 et seq.), except section  
 22 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771  
 23 et seq.), except sections 17 and 21; \$10,580,169,000, to  
 24 remain available through September 30, 2004, of which  
 25 \$5,834,506,000 is hereby appropriated and  
 26 \$4,745,663,000 shall be derived by transfer from funds

1 available under section 32 of the Act of August 24, 1935  
 2 (7 U.S.C. 612c): *Provided*, That of the funds made avail-  
 3 able under this heading, \$3,300,000 shall be for a School  
 4 Breakfast Program startup grant pilot program, of which  
 5 no less than \$1,000,000 is for the State of Wisconsin: *Pro-*  
 6 *vided further*, That \$200,000 shall be for the Common  
 7 Roots Program: *Provided further*, That \$500,000 shall be  
 8 for the Child Nutrition Archive Resource Center: *Provided*  
 9 *further*, That up to \$5,080,000 shall be for independent  
 10 verification of school food service claims.

11 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR  
 12 WOMEN, INFANTS, AND CHILDREN (WIC)

13 For necessary expenses to carry out the special sup-  
 14 plemental nutrition program as authorized by section 17  
 15 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),  
 16 \$4,751,000,000, to remain available through September  
 17 30, 2004, of which \$125,000,000 shall be placed in re-  
 18 serve, to remain available until expended, for use in only  
 19 such amounts, and in such manner, as the Secretary de-  
 20 termines necessary, notwithstanding section 17(i) of the  
 21 Child Nutrition Act, to provide funds to support participa-  
 22 tion, should costs or participation exceed budget esti-  
 23 mates: *Provided*, That of the total amount available, the  
 24 Secretary shall obligate \$25,000,000 for the farmers' mar-  
 25 ket nutrition program within 45 days of the enactment  
 26 of this Act: *Provided further*, That notwithstanding section

1 17(h)(10)(A) of such Act, \$14,000,000 shall be available  
 2 for the purposes specified in section 17(h)(10)(B): *Pro-*  
 3 *vided further*, That \$2,000,000 shall be available for the  
 4 Food and Nutrition Service to conduct a study of WIC  
 5 vendor practices: *Provided further*, That no other funds  
 6 made available under this heading shall be used for studies  
 7 and evaluations: *Provided further*, That none of the funds  
 8 in this Act shall be available to pay administrative ex-  
 9 penses of WIC clinics except those that have an announced  
 10 policy of prohibiting smoking within the space used to  
 11 carry out the program: *Provided further*, That none of the  
 12 funds provided in this account shall be available for the  
 13 purchase of infant formula except in accordance with the  
 14 cost containment and competitive bidding requirements  
 15 specified in section 17 of such Act: *Provided further*, That  
 16 none of the funds provided shall be available for activities  
 17 that are not fully reimbursed by other Federal Govern-  
 18 ment departments or agencies unless authorized by section  
 19 17 of such Act.

20 FOOD STAMP PROGRAM

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses to carry out the Food Stamp  
 23 Act (7 U.S.C. 2011 et seq.), \$26,289,692,000, of which  
 24 \$2,000,000,000 shall be placed in reserve for use only in  
 25 such amounts and at such times as may become necessary  
 26 to carry out program operations: *Provided*, That of the

1 funds made available under this heading and not already  
 2 appropriated to the Food Distribution Program on Indian  
 3 Reservations (FDPIR) established under section 4(b) of  
 4 the Food Stamp Act of 1977 (7 U.S.C. 2013(b)), not to  
 5 exceed \$4,000,000 shall be used to purchase bison meat  
 6 for the FDPIR from Native American bison producers as  
 7 well as from producer-owned cooperatives of bison ranch-  
 8 ers: *Provided further*, That funds provided herein shall be  
 9 expended in accordance with section 16 of the Food Stamp  
 10 Act: *Provided further*, That this appropriation shall be  
 11 subject to any work registration or workfare requirements  
 12 as may be required by law: *Provided further*, That funds  
 13 made available for Employment and Training under this  
 14 heading shall remain available until expended, as author-  
 15 ized by section 16(h)(1) of the Food Stamp Act.

16 COMMODITY ASSISTANCE PROGRAM

17 For necessary expenses to carry out the commodity  
 18 supplemental food program as authorized by section 4(a)  
 19 of the Agriculture and Consumer Protection Act of 1973  
 20 (7 U.S.C. 612c note) and the Emergency Food Assistance  
 21 Act of 1983, \$167,000,000, to remain available through  
 22 September 30, 2004: *Provided*, That none of these funds  
 23 shall be available to reimburse the Commodity Credit Cor-  
 24 poration for commodities donated to the program: *Pro-*  
 25 *vided further*, That of the total amount available, the Sec-  
 26 retary shall provide \$5,000,000 for senior farmers' market

1 activities: *Provided further*, That at the discretion of the  
 2 States, any State may request that USDA use a portion  
 3 of its storage and distribution funds for the Emergency  
 4 Food Assistance Program to purchase additional commod-  
 5 ities for distribution within that State.

#### 6 FOOD DONATIONS PROGRAMS

7 For necessary expenses to carry out section 4(a) of  
 8 the Agriculture and Consumer Protection Act of 1973 and  
 9 special assistance for the nuclear affected islands as au-  
 10 thorized by section 103(h)(2) of the Compacts of Free As-  
 11 sociation Act of 1985, \$1,081,000, to remain available  
 12 through September 30, 2004.

#### 13 FOOD PROGRAM ADMINISTRATION

14 For necessary administrative expenses of the domes-  
 15 tic food programs funded under this Act, \$138,142,000,  
 16 of which \$5,000,000 shall be available only for simplifying  
 17 procedures, reducing overhead costs, tightening regula-  
 18 tions, improving food stamp benefit delivery, and assisting  
 19 in the prevention, identification, and prosecution of fraud  
 20 and other violations of law and of which not less than  
 21 \$11,000,000 shall be available to improve integrity in the  
 22 Food Stamp and Child Nutrition programs: *Provided*,  
 23 That this appropriation shall be available for employment  
 24 pursuant to the second sentence of section 706(a) of the  
 25 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed

1 \$150,000 shall be available for employment under 5  
2 U.S.C. 3109.

3 TITLE V  
4 FOREIGN ASSISTANCE AND RELATED  
5 PROGRAMS

6 FOREIGN AGRICULTURAL SERVICE

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses of the Foreign Agricultural  
10 Service, including carrying out title VI of the Agricultural  
11 Act of 1954 (7 U.S.C. 1761–1768), market development  
12 activities abroad, and for enabling the Secretary to coordi-  
13 nate and integrate activities of the Department in connec-  
14 tion with foreign agricultural work, including not to exceed  
15 \$158,000 for representation allowances and for expenses  
16 pursuant to section 8 of the Act approved August 3, 1956  
17 (7 U.S.C. 1766), \$131,938,000: *Provided*, That the Serv-  
18 ice may utilize advances of funds, or reimburse this appro-  
19 priation for expenditures made on behalf of Federal agen-  
20 cies, public and private organizations and institutions  
21 under agreements executed pursuant to the agricultural  
22 food production assistance programs (7 U.S.C. 1737) and  
23 the foreign assistance programs of the United States  
24 Agency for International Development.

1       None of the funds in the foregoing paragraph shall  
 2 be available to promote the sale or export of tobacco or  
 3 tobacco products.

4           PUBLIC LAW 480 TITLE I PROGRAM ACCOUNT  
 5           (INCLUDING TRANSFERS OF FUNDS)

6       For the cost, as defined in section 502 of the Con-  
 7 gressional Budget Act of 1974, of agreements under the  
 8 Agricultural Trade Development and Assistance Act of  
 9 1954, and the Food for Progress Act of 1985, including  
 10 the cost of modifying credit arrangements under said Acts,  
 11 \$116,171,000, to remain available until expended.

12       In addition, for administrative expenses to carry out  
 13 the credit program of title I, Public Law 83–480, and the  
 14 Food for Progress Act of 1985, to the extent funds appro-  
 15 priated for Public Law 83–480 are utilized, \$2,059,000,  
 16 of which \$1,033,000 may be transferred to and merged  
 17 with the appropriation for “Foreign Agricultural Service,  
 18 Salaries and Expenses”, and of which \$1,026,000 may be  
 19 transferred to and merged with the appropriation for  
 20 “Farm Service Agency, Salaries and Expenses”.

21       PUBLIC LAW 480 TITLE I OCEAN FREIGHT DIFFERENTIAL  
 22           GRANTS  
 23           (INCLUDING TRANSFER OF FUNDS)

24       For ocean freight differential costs for the shipment  
 25 of agricultural commodities under title I of the Agricul-  
 26 tural Trade Development and Assistance Act of 1954 and



1 under the Food for Progress Act of 1985, \$25,159,000,  
 2 to remain available until expended: *Provided*, That funds  
 3 made available for the cost of agreements under title I  
 4 of the Agricultural Trade Development and Assistance Act  
 5 of 1954 and for title I ocean freight differential may be  
 6 used interchangeably between the two accounts with prior  
 7 notice to the Committees on Appropriations of both  
 8 Houses of Congress.

9 PUBLIC LAW 480 TITLE II GRANTS

10 For expenses during the current fiscal year, not oth-  
 11 erwise recoverable, and unrecovered prior years' costs, in-  
 12 cluding interest thereon, under the Agricultural Trade De-  
 13 velopment and Assistance Act of 1954, \$1,185,000,000,  
 14 to remain available until expended for commodities sup-  
 15 plied in connection with dispositions abroad under title II  
 16 of said Act.

17 COMMODITY CREDIT CORPORATION EXPORT LOANS

18 PROGRAM ACCOUNT

19 (INCLUDING TRANSFERS OF FUNDS)

20 For administrative expenses to carry out the Com-  
 21 modity Credit Corporation's export guarantee program,  
 22 GSM 102 and GSM 103, \$4,058,000; to cover common  
 23 overhead expenses as permitted by section 11 of the Com-  
 24 modity Credit Corporation Charter Act and in conformity  
 25 with the Federal Credit Reform Act of 1990, of which  
 26 \$3,224,000 may be transferred to and merged with the

1 appropriation for “Foreign Agricultural Service, Salaries  
 2 and Expenses”, and of which \$834,000 may be trans-  
 3 ferred to and merged with the appropriation for “Farm  
 4 Service Agency, Salaries and Expenses”.

## 5 TITLE VI

### 6 RELATED AGENCIES AND FOOD AND DRUG

#### 7 ADMINISTRATION

#### 8 DEPARTMENT OF HEALTH AND HUMAN

#### 9 SERVICES

#### 10 FOOD AND DRUG ADMINISTRATION

#### 11 SALARIES AND EXPENSES

12 For necessary expenses of the Food and Drug Ad-  
 13 ministration, including hire and purchase of passenger  
 14 motor vehicles; for payment of space rental and related  
 15 costs pursuant to Public Law 92–313 for programs and  
 16 activities of the Food and Drug Administration which are  
 17 included in this Act; for rental of special purpose space  
 18 in the District of Columbia or elsewhere; and for miscella-  
 19 neous and emergency expenses of enforcement activities,  
 20 authorized and approved by the Secretary and to be ac-  
 21 counted for solely on the Secretary’s certificate, not to ex-  
 22 ceed \$25,000; \$1,615,714,000, of which not to exceed  
 23 \$222,900,000 to be derived from prescription drug user  
 24 fees authorized by 21 U.S.C. 379(h), including any such  
 25 fees assessed prior to the current fiscal year but credited

1 during the current year, in accordance with section  
2 736(g)(4), shall be credited to this appropriation and re-  
3 main available until expended: *Provided*, That fees derived  
4 from applications received during fiscal year 2003 shall  
5 be subject to the fiscal year 2003 limitation: *Provided fur-*  
6 *ther*, That none of these funds shall be used to develop,  
7 establish, or operate any program of user fees authorized  
8 by 31 U.S.C. 9701: *Provided further*, That of the total  
9 amount appropriated: (1) \$415,861,000 shall be for the  
10 Center for Food Safety and Applied Nutrition and related  
11 field activities in the Office of Regulatory Affairs; (2)  
12 \$279,557,000 shall be for the Center for Drug Evaluation  
13 and Research and related field activities in the Office of  
14 Regulatory Affairs, of which no less than \$13,207,000  
15 shall be available for grants and contracts awarded under  
16 section 5 of the Orphan Drug Act (21 U.S.C. 360ee); (3)  
17 \$147,376,000 shall be for the Center for Biologics Evalua-  
18 tion and Research and for related field activities in the  
19 Office of Regulatory Affairs; (4) \$88,919,000 shall be for  
20 the Center for Veterinary Medicine and for related field  
21 activities in the Office of Regulatory Affairs; (5)  
22 \$199,212,000 shall be for the Center for Devices and Ra-  
23 diological Health and for related field activities in the Of-  
24 fice of Regulatory Affairs; (6) \$40,777,000 shall be for  
25 the National Center for Toxicological Research; (7)

1 \$36,498,000 shall be for Rent and Related activities, other  
 2 than the amounts paid to the General Services Adminis-  
 3 tration; (8) \$98,876,000 shall be for payments to the Gen-  
 4 eral Services Administration for rent and related costs;  
 5 and (9) \$85,738,000 shall be for other activities, including  
 6 the Office of the Commissioner; the Office of Management  
 7 and Systems; the Office of the Senior Associate Commis-  
 8 sioner; the Office of International and Constituent Rela-  
 9 tions; the Office of Policy, Legislation, and Planning; and  
 10 central services for these offices: *Provided further*, That  
 11 funds may be transferred from one specified activity to  
 12 another with the prior approval of the Committees on Ap-  
 13 propriations of both Houses of Congress.

14 In addition, mammography user fees authorized by  
 15 42 U.S.C. 263(b) may be credited to this account, to re-  
 16 main available until expended.

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

## 20 BUILDINGS AND FACILITIES

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

## 1 INDEPENDENT AGENCIES

## 2 COMMODITY FUTURES TRADING COMMISSION

3 For necessary expenses to carry out the provisions  
4 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-  
5 cluding the purchase and hire of passenger motor vehicles;  
6 the rental of space (to include multiple year leases) in the  
7 District of Columbia and elsewhere; and not to exceed  
8 \$25,000 for employment under 5 U.S.C. 3109,  
9 \$94,435,000, including not to exceed \$2,000 for official  
10 reception and representation expenses.

## 11 FARM CREDIT ADMINISTRATION

## 12 LIMITATION ON ADMINISTRATIVE EXPENSES

13 Not to exceed \$38,404,000 (from assessments col-  
14 lected from farm credit institutions and from the Federal  
15 Agricultural Mortgage Corporation) shall be obligated  
16 during the current fiscal year for administrative expenses  
17 as authorized under 12 U.S.C. 2249: *Provided*, That this  
18 limitation shall not apply to expenses associated with re-  
19 ceiverships.

## 20 TITLE VII—GENERAL PROVISIONS

21 SEC. 701. Within the unit limit of cost fixed by law,  
22 appropriations and authorizations made for the Depart-  
23 ment of Agriculture for fiscal year 2003 under this Act  
24 shall be available for the purchase, in addition to those  
25 specifically provided for, of not to exceed 374 passenger

1 motor vehicles, of which 372 shall be for replacement only,  
2 and for the hire of such vehicles.

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

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

16 SEC. 704. The Secretary of Agriculture may transfer  
17 unobligated balances of funds appropriated by this Act or  
18 other available unobligated balances of the Department of  
19 Agriculture to the Working Capital Fund for the acquisi-  
20 tion of plant and capital equipment necessary for the deliv-  
21 ery of financial, administrative, and information tech-  
22 nology services of primary benefit to the agencies of the  
23 Department of Agriculture: *Provided*, That none of the  
24 funds made available by this Act or any other Act shall  
25 be transferred to the Working Capital Fund without the

1 prior approval of the agency administrator: *Provided fur-*  
2 *ther*, That none of the funds transferred to the Working  
3 Capital Fund pursuant to this section shall be available  
4 for obligation without the prior approval of the Commit-  
5 tees on Appropriations of both Houses of Congress.

6       SEC. 705. New obligational authority provided for the  
7 following appropriation items in this Act shall remain  
8 available until expended: Animal and Plant Health Inspec-  
9 tion Service, the contingency fund to meet emergency con-  
10 ditions, fruit fly program, emerging plant pests, integrated  
11 systems acquisition project, boll weevil program, up to 25  
12 percent of the screwworm program, and up to \$2,000,000  
13 for costs associated with collocating regional offices; Food  
14 Safety and Inspection Service, field automation and infor-  
15 mation management project; Cooperative State Research,  
16 Education, and Extension Service, funds for competitive  
17 research grants (7 U.S.C. 450i(b)), funds for the Re-  
18 search, Education and Economics Information System  
19 (REEIS), and funds for the Native American Institutions  
20 Endowment Fund; Farm Service Agency, salaries and ex-  
21 penses funds made available to county committees; For-  
22 eign Agricultural Service, middle-income country training  
23 program and up to \$2,000,000 of the Foreign Agricultural  
24 Service appropriation solely for the purpose of offsetting

1 fluctuations in international currency exchange rates, sub-  
2 ject to documentation by the Foreign Agricultural Service.

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

6 SEC. 707. Not to exceed \$50,000 of the appropria-  
7 tions available to the Department of Agriculture in this  
8 Act shall be available to provide appropriate orientation  
9 and language training pursuant to section 606C of the Act  
10 of August 28, 1954 (7 U.S.C. 1766b).

11 SEC. 708. 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 United  
14 States Department of Agriculture and nonprofit institu-  
15 tions in excess of 10 percent of the total direct cost of  
16 the agreement when the purpose of such cooperative ar-  
17 rangements is to carry out programs of mutual interest  
18 between the two parties. This does not preclude appro-  
19 priate payment of indirect costs on grants and contracts  
20 with such institutions when such indirect costs are com-  
21 puted on a similar basis for all agencies for which appro-  
22 priations are provided in this Act.

23 SEC. 709. None of the funds in this Act shall be avail-  
24 able to restrict the authority of the Commodity Credit  
25 Corporation to lease space for its own use or to lease space



1 on behalf of other agencies of the Department of Agri-  
2 culture when such space will be jointly occupied.

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

16       SEC. 711. Notwithstanding any other provision of  
17 this Act, all loan levels provided in this Act shall be consid-  
18 ered estimates, not limitations.

19       SEC. 712. Appropriations to the Department of Agri-  
20 culture for the cost of direct and guaranteed loans made  
21 available in fiscal year 2003 shall remain available until  
22 expended to cover obligations made in fiscal year 2003 for  
23 the following accounts: the Rural Development Loan Fund  
24 program account; the Rural Telephone Bank program ac-  
25 count; the Rural Electrification and Telecommunications

1 Loans program account; the Rural Housing Insurance  
2 Fund program account except for the cost of unsubsidized  
3 guaranteed single family loans; and the Rural Economic  
4 Development Loans program account.

5       SEC. 713. Notwithstanding chapter 63 of title 31,  
6 United States Code, marketing services of the Agricultural  
7 Marketing Service; the Grain Inspection, Packers and  
8 Stockyards Administration; the Animal and Plant Health  
9 Inspection Service; and the food safety activities of the  
10 Food Safety and Inspection Service may use cooperative  
11 agreements to reflect a relationship between the Agricul-  
12 tural Marketing Service; the Grain Inspection, Packers  
13 and Stockyards Administration; the Animal and Plant  
14 Health Inspection Service; or the Food Safety and Inspec-  
15 tion Service and a state or cooperator to carry out agricul-  
16 tural marketing programs, to carry out programs to pro-  
17 tect the nation's animal and plant resources, or to carry  
18 out educational programs or special studies to improve the  
19 safety of the nation's food supply.

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

1 other provision of law, none of the funds appropriated or  
2 otherwise made available in this Act may be used to trans-  
3 fer to the Treasury or to the Federal Financing Bank any  
4 unobligated balance of the Rural Telephone Bank tele-  
5 phone liquidating account which is in excess of current  
6 requirements and such balance shall receive interest as set  
7 forth for financial accounts in section 505(c) of the Fed-  
8 eral Credit Reform Act of 1990.

9       SEC. 715. Of the funds made available by this Act,  
10 not more than \$1,800,000 shall be used to cover necessary  
11 expenses of activities related to all advisory committees,  
12 panels, commissions, and task forces of the Department  
13 of Agriculture, except for panels used to comply with nego-  
14 tiated rule makings and panels used to evaluate competi-  
15 tively awarded grants.

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

20       SEC. 717. No employee of the Department of Agri-  
21 culture may be detailed or assigned from an agency or  
22 office funded by this Act to any other agency or office  
23 of the Department for more than 30 days unless the indi-  
24 vidual's employing agency or office is fully reimbursed by

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

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

9 SEC. 719. None of the funds made available to the  
10 Department of Agriculture by this Act may be used to ac-  
11 quire new information technology systems or significant  
12 upgrades, as determined by the Office of the Chief Infor-  
13 mation Officer, without the approval of the Chief Informa-  
14 tion Officer and the concurrence of the Executive Informa-  
15 tion Technology Investment Review Board: *Provided*, That  
16 notwithstanding any other provision of law, none of the  
17 funds appropriated or otherwise made available by this  
18 Act may be transferred to the Office of the Chief Informa-  
19 tion Officer without the prior approval of the Committees  
20 on Appropriations of both Houses of Congress.

21 SEC. 720. (a) None of the funds provided by this Act,  
22 or provided by previous Appropriations Acts to the agen-  
23 cies funded by this Act that remain available for obligation  
24 or expenditure in fiscal year 2003, or provided from any  
25 accounts in the Treasury of the United States derived by

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

13 (b) None of the funds provided by this Act, or pro-  
14 vided by previous Appropriations Acts to the agencies  
15 funded by this Act that remain available for obligation or  
16 expenditure in fiscal year 2003, or provided from any ac-  
17 counts in the Treasury of the United States derived by  
18 the collection of fees available to the agencies funded by  
19 this Act, shall be available for obligation or expenditure  
20 for activities, programs, or projects through a reprogram-  
21 ming of funds in excess of \$500,000 or 10 percent, which-  
22 ever is less, that: (1) augments existing programs,  
23 projects, or activities; (2) reduces by 10 percent funding  
24 for any existing program, project, or activity, or numbers  
25 of personnel by 10 percent as approved by Congress; or

1 (3) results from any general savings from a reduction in  
2 personnel which would result in a change in existing pro-  
3 grams, activities, or projects as approved by Congress; un-  
4 less the Committees on Appropriations of both Houses of  
5 Congress are notified 15 days in advance of such re-  
6 programming of funds.

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

13 SEC. 721. With the exception of funds needed to ad-  
14 minister and conduct oversight of grants awarded and ob-  
15 ligations incurred prior to November 28, 2001, none of  
16 the funds appropriated or otherwise made available by this  
17 or any other Act may be used to pay the salaries and ex-  
18 penses of personnel to carry out the provisions of section  
19 401 of Public Law 105–185, the Initiative for Future Ag-  
20 riculture and Food Systems (7 U.S.C. 7621).

21 SEC. 722. None of the funds made available to the  
22 Food and Drug Administration by this Act shall be used  
23 to reduce the Detroit, Michigan, Food and Drug Adminis-  
24 tration District Office below the operating and full-time  
25 equivalent staffing level of July 31, 1999; or to change

1 the Detroit District Office to a station, residence post or  
2 similarly modified office; or to reassign residence posts as-  
3 signed to the Detroit District Office: *Provided*, That this  
4 section shall not apply to Food and Drug Administration  
5 field laboratory facilities or operations currently located  
6 in Detroit, Michigan, except that field laboratory per-  
7 sonnel shall be assigned to locations in the general vicinity  
8 of Detroit, Michigan, pursuant to cooperative agreements  
9 between the Food and Drug Administration and other lab-  
10 oratory facilities associated with the State of Michigan.

11 SEC. 723. None of the funds appropriated by this Act  
12 or any other Act shall be used to pay the salaries and  
13 expenses of personnel who prepare or submit appropria-  
14 tions language as part of the President's Budget submis-  
15 sion to the Congress of the United States for programs  
16 under the jurisdiction of the Appropriations Subcommit-  
17 tees on Agriculture, Rural Development, Food and Drug  
18 Administration, and Related Agencies that assumes reve-  
19 nues or reflects a reduction from the previous year due  
20 to user fees proposals that have not been enacted into law  
21 prior to the submission of the Budget unless such Budget  
22 submission identifies which additional spending reductions  
23 should occur in the event the user fees proposals are not  
24 enacted prior to the date of the convening of a committee  
25 of conference for the fiscal year 2003 appropriations Act.

1        SEC. 724. None of the funds made available by this  
2 Act or any other Act may be used to close or relocate a  
3 state Rural Development office unless or until cost effec-  
4 tiveness and enhancement of program delivery have been  
5 determined.

6        SEC. 725. Of any shipments of commodities made  
7 pursuant to section 416(b) of the Agricultural Act of 1949  
8 (7 U.S.C. 1431(b)), the Secretary of Agriculture shall, to  
9 the extent practicable, direct that tonnage equal in value  
10 to not more than \$25,000,000 shall be made available to  
11 foreign countries to assist in mitigating the effects of the  
12 Human Immunodeficiency Virus and Acquired Immune  
13 Deficiency Syndrome on communities, including the provi-  
14 sion of—

15            (1) agricultural commodities to—

16                    (A) individuals with Human Immuno-  
17                    deficiency Virus or Acquired Immune Defi-  
18                    ciency Syndrome in the communities; and

19                    (B) households in the communities, par-  
20                    ticularly individuals caring for orphaned chil-  
21                    dren; and

22            (2) agricultural commodities monetized to pro-  
23            vide other assistance (including assistance under  
24            microcredit and microenterprise programs) to create  
25            or restore sustainable livelihoods among individuals



1       in the communities, particularly individuals caring  
2       for orphaned children.

3       SEC. 726. In addition to amounts otherwise appro-  
4       priated or made available by this Act, \$2,496,000 is ap-  
5       propriated for the purpose of providing Bill Emerson and  
6       Mickey Leland Hunger Fellowships through the Congres-  
7       sional Hunger Center.

8       SEC. 727. Notwithstanding section 412 of the Agri-  
9       cultural Trade Development and Assistance Act of 1954  
10      (7 U.S.C. 1736f), any balances available to carry out title  
11      III of such Act as of the date of enactment of this Act,  
12      and any recoveries and reimbursements that become avail-  
13      able to carry out title III of such Act, may be used to  
14      carry out title II of such Act.

15      SEC. 728. Of the funds made available under section  
16      27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2011 et  
17      seq.), the Secretary may use up to \$5,000,000 for admin-  
18      istrative costs associated with the distribution of commod-  
19      ities.

20      SEC. 729. None of the funds made available to the  
21      Food and Drug Administration by this Act shall be used  
22      to close or relocate, or to plan to close or relocate, the  
23      Food and Drug Administration Division of Pharma-  
24      ceutical Analysis in St. Louis, Missouri outside the city  
25      or county limits of St. Louis, Missouri.

1        SEC. 730. No funds appropriated or otherwise made  
2 available under this Act shall be made available to any  
3 person or entity that has been convicted of violating the  
4 Act of March 3, 1933 (41 U.S.C. 10a–10c; popularly  
5 known as the “Buy American Act”).

6        SEC. 731. Section 17(a)(2)(B) of the Richard B.  
7 Russell National School Lunch Act (42 U.S.C.  
8 1766(a)(2)(B)) is amended by striking “2002” and insert-  
9 ing “2003”.

10       SEC. 732. Notwithstanding any other provision of  
11 law, the City of Dunkirk, New York and the City of Ber-  
12 lin, New Hampshire shall be eligible for grants and loans  
13 provided through the Rural Community Advancement  
14 Program.

15       SEC. 733. Notwithstanding any other provision of  
16 law, of funds appropriated under the Rural Housing As-  
17 sistance Grant account, \$4,000,000 shall be for dem-  
18 onstration housing grants for agriculture processing work-  
19 ers in the State of Wisconsin.

20       SEC. 734. Notwithstanding any other provision of  
21 law, the Natural Resources Conservation Service shall pro-  
22 vide financial and technical assistance for projects in the  
23 Embarras River Basin, Lake County Watersheds, and  
24 DuPage County, Illinois, from funds made available in fis-  
25 cal year 2002.

1        SEC. 735. For any research, education, or extension  
2 grant awarded with funds made available under this Act  
3 by the Cooperative State Research, Education and Extension  
4 Service pursuant to subsection (c) of the Competitive,  
5 Special and Facilities Research Grant Act (7 U.S.C.  
6 450i(c)) or funded with funds appropriated to the Cooperative  
7 State Research, Education and Extension Service for  
8 the purposes of Federal administration and coordination,  
9 there shall be applied an assessment equal to 1.125 percent  
10 cent of the gross amount of the grant funds made available  
11 able under this Act for any project that has received funding  
12 ing through the authority or funds described in this section  
13 tion for more than 5 consecutive years: *Provided*, That  
14 sums collected by such an assessment shall be placed into  
15 the Integrated Activities account and shall be made available  
16 able for activities pursuant to section 401 of the Agriculture  
17 Research, Extension, and Education Reform Act  
18 of 1998 (7 U.S.C. 7621).

19        SEC. 736. Notwithstanding any other provision of  
20 law, the Natural Resources Conservation Service shall provide  
21 financial and technical assistance to carry out the  
22 Upper Tygart Valley Watershed project, West Virginia:  
23 *Provided*, That the Natural Resources Conservation Service  
24 is authorized to provide 100 percent of the engineering

1 assistance and 75 percent cost share for installation of the  
2 water supply component of this project.

3       SEC. 737. Agencies and offices of the Department of  
4 Agriculture may utilize any unobligated salaries and ex-  
5 penses funds to reimburse the Office of the General Coun-  
6 sel for salaries and expenses of personnel, and for other  
7 related expenses, incurred in representing such agencies  
8 and offices in the resolution of complaints by employees  
9 or applicants for employment, and in cases and other mat-  
10 ters pending before the Equal Employment Opportunity  
11 Commission, the Federal Labor Relations Authority, or  
12 the Merit Systems Protection Board without the prior ap-  
13 proval of the Committees on Appropriations of both  
14 Houses of Congress.

15       SEC. 738. None of the funds appropriated or made  
16 available by this Act may be used to pay the salaries and  
17 expenses of personnel to carry out section 2505 of Public  
18 Law 107–171.

19       SEC. 739. None of the funds appropriated or made  
20 available by this Act, or any other Act, may be used to  
21 pay the salaries and expenses of personnel to carry out  
22 section 6030 of Public Law 107–171.

23       SEC. 740. None of the funds appropriated or made  
24 available by this Act may be used to pay the salaries and

1 expenses of personnel to carry out section 6405 of Public  
2 Law 107–171.

3 SEC. 741. None of the funds appropriated or made  
4 available by this Act may be used to pay the salaries and  
5 expenses of personnel to carry out programs under section  
6 9010 of Public Law 107–171 that exceed \$50,000,000.

7 SEC. 742. Notwithstanding any other provision of  
8 law, the Natural Resources Conservation Service may pro-  
9 vide financial and technical assistance through the Water-  
10 shed and Flood Prevention Operations program for the  
11 Kuhn Bayou (Point Remove) project in Arkansas.

12 SEC. 743. Notwithstanding any other provision of  
13 law, the Natural Resources Conservation Service may pro-  
14 vide financial and technical assistance through the Water-  
15 shed and Flood Prevention Operations program for the  
16 Matanuska River erosion control project in Alaska.

17 SEC. 744. FOOD FOR PROGRESS. The Food for  
18 Progress Act of 1985 (7 U.S.C. 1736o) is amended—

19 (1) in subsections (c) and (g), by striking  
20 “may” each place it appears and inserting “shall”;  
21 and

22 (2) by adding at the end the following:

23 “(o) PRIVATE VOLUNTARY ORGANIZATIONS AND  
24 OTHER PRIVATE ENTITIES.—In entering into agreements

1 described in subsection (c), the President (acting through  
2 the Secretary)—

3 “(1) shall enter into agreements with eligible  
4 entities described in subparagraphs (C) and (F) of  
5 subsection (b)(5); and

6 “(2) shall not discriminate against such eligible  
7 entities.”.

8 SEC. 745. There is hereby appropriated \$6,000,000  
9 for grants made available in accordance with section 7412  
10 of Public Law 107–171.

11 SEC. 746. None of the funds made available by this  
12 Act may be used to reimburse or otherwise make payments  
13 to the Maritime Administration or to replenish the pro-  
14 gram established by 7 U.S.C. 1736f–1.

15 SEC. 747. SUMMER FOOD PILOT PROJECTS. (a) IN  
16 GENERAL.—Section 18(f) of the Richard B. Russell Na-  
17 tional School Lunch Act (42 U.S.C. 1769(f)) is  
18 amended—

19 (1) in paragraph (1), by striking “means a  
20 State” and all that follows and inserting “means  
21 each State.”;

22 (2) in paragraph (5)(A), by striking “pilot  
23 project” and inserting “pilot projects carried out in  
24 eligible States that participated in the pilot project  
25 during fiscal year 2001”; and

1           (3) in paragraph (6)(A), by inserting “in eligi-  
 2           ble States that participated in the pilot project dur-  
 3           ing fiscal year 2001” after “carried out”.

4           (b) EFFECTIVE DATE.—The amendments made by  
 5           subsection (a) take effect on October 1, 2002.

6           SEC. 748. Section 307 of Title III—Denali Commis-  
 7           sion of Division C—Other Matters of Public Law 105–  
 8           277, as amended, is further amended by adding a new  
 9           subsection at the end thereof as follows:

10          “(d) SOLID WASTE.—The Secretary of Agriculture is  
 11          authorized to make direct lump sum payments to the  
 12          Denali Commission to address deficiencies in solid waste  
 13          disposal sites which threaten to contaminate rural drink-  
 14          ing water supplies.”.

15          SEC. 749. The \$5,000,000 of unobligated balances  
 16          available at the beginning of fiscal year 2003 for the ex-  
 17          perimental Rural Clean Water Program authorized under  
 18          the headings “Agricultural Stabilization and Conservation  
 19          Service—Rural Clean Water Program” in Public Law 96–  
 20          108 (93 Stat. 835) and Public Law 96–528 (95 Stat.  
 21          3111) are hereby rescinded.

22          SEC. 750. LOANS AND GRANTS TO IMPROVE MILK  
 23          PROCESSING FACILITIES IN MILK SHORTAGE STATES.  
 24          The Secretary is authorized to make loans and grants to  
 25          expand the state of Alaska’s dairy industry and related

1 milk processing and packaging facilities. There is author-  
2 ized to be appropriated \$5,000,000 to carry out this sec-  
3 tion for each fiscal years 2003 through 2007.

4 SEC. 751. Up to \$2,000,000 of the funds made avail-  
5 able to the Food and Nutrition Service for studies and  
6 evaluations may be transferred to and merged with the  
7 appropriation for the Economic Research Service, to con-  
8 duct studies and evaluations on behalf of the Food and  
9 Nutrition Service.

10 SEC. 752. The Secretary, if presented with a com-  
11 plete and fully compliant application, including an ap-  
12 proved third party to hold the development easement, to  
13 protect the 33.8 acre farm formerly operated by American  
14 Airlines Captain John Ogonowski from development  
15 through the Farmland Protection Program, shall waive  
16 the matching fund requirements of the program, if nec-  
17 essary. Farmland Protection Program funds provided  
18 shall not exceed the appraised fair market value of the  
19 land, as determined consistent with program require-  
20 ments. Any additional funding provided to carry out this  
21 project shall not come at the expense of an allocation to  
22 any other State.

23 SEC. 753. The Secretary of Agriculture is authorized  
24 to permit employees of the United States Department of  
25 Agriculture to carry and use firearms for personal protec-



1 tion while conducting field work in remote locations in the  
2 performance of their official duties.

3 SEC. 754. There is hereby appropriated \$2,000,000  
4 to carry out Section 6022 of Public Law 107–171.

5 This Act may be cited as the “Agriculture, Rural De-  
6 velopment, Food and Drug Administration, and Related  
7 Agencies Appropriations Act, 2003”.



**Calendar No. 520**

107TH CONGRESS  
2D SESSION

**S. 2801**

**[Report No. 107-223]**

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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, 2003, and for other purposes.

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JULY 25, 2002

Read twice and placed on the calendar