

111TH CONGRESS  
1ST SESSION

# S. 323

To provide infrastructure, nutrition, and housing assistance to rural areas  
of the United States.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 26, 2009

Mr. CONRAD (for himself, Mrs. LINCOLN, and Mr. NELSON of Nebraska) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To provide infrastructure, nutrition, and housing assistance  
to rural areas of the United States.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4       (a) SHORT TITLE.—This Act may be cited as the  
5       “Rural Revitalization Act of 2009”.

6       (b) TABLE OF CONTENTS.—The table of contents for  
7       this Act is as follows:

Sec. 1. Short title; table of contents.

### TITLE I—INFRASTRUCTURE

Sec. 101. Tax-exempt financing of certain electric transmission facilities.

Sec. 102. Clean Energy corridors.

Sec. 201. Emergency food assistance program.

Sec. 202. Commodity supplemental food program.

Sec. 203. Emergency food program infrastructure grant program.

Sec. 204. Special supplemental nutrition program for women, infants, and children.

Sec. 301. Doug Bereuter section 502 single family housing loan guarantee program.

Sec. 401. National Health Service Corps programs.  
Sec. 402. Improved access to ambulance services.  
Sec. 403. Applying rural home health add-on policy for 2009 and 2010.  
Sec. 404. Extension of the reclassification of certain hospitals.

Sec. 501. Emergency designation.

2 SEC. 101. TAX-EXEMPT FINANCING OF CERTAIN ELECTRIC  
3 TRANSMISSION FACILITIES.

6 (1) by striking “or” at the end of paragraph  
7 (14),

(2) by striking the period at the end of paragraph (15) and inserting “, or”, and

1           (3) by inserting at the end the following new  
2 paragraph:

3           “(16) qualified electric transmission facilities.”.

4           (b) DEFINITION.—Section 142 of the Internal Rev-  
5 enue Code of 1986 is amended by inserting at the end  
6 the following new subsection:

7           “(n) QUALIFIED ELECTRIC TRANSMISSION FACILI-  
8 TIES.—

9           “(1) IN GENERAL.—For purposes of subsection  
10 (a)(16), the term ‘qualified electric transmission fa-  
11 cility’ means any electric transmission facility which  
12 is owned by—

13           “(A) a State or political subdivision of a  
14 State, or any agency, authority, or instrumen-  
15 tality of any of the foregoing, providing electric  
16 service, directly or indirectly to the public, or

17           “(B) a State or political subdivision of a  
18 State expressly authorized under State law to  
19 finance and own electric transmission facilities.

20           “(2) TERMINATION.—Subsection (a)(16) shall  
21 not apply with respect to any bond issued after De-  
22 cember 31, 2010.”.

23           (c) EFFECTIVE DATE.—The amendment made by  
24 this section shall apply to bonds issued after the date of  
25 enactment of this Act.

1 **SEC. 102. CLEAN ENERGY CORRIDORS.**

2 (a) IN GENERAL.—Section 216 of the Federal Power  
3 Act (16 U.S.C. 824p) is amended—

4 (1) in subsection (a)—

5 (A) by striking “(1) Not later than” and  
6 inserting the following:

7 “(1) IN GENERAL.—Not later than”;

8 (B) by striking paragraph (2) and insert-  
9 ing the following:

10 “(2) REPORT AND DESIGNATIONS.—

11 “(A) IN GENERAL.—After considering al-  
12 ternatives and recommendations from interested  
13 parties (including an opportunity for comment  
14 from affected States), the Secretary shall issue  
15 a report, based on the study conducted under  
16 paragraph (1), in which the Secretary may des-  
17 ignate as a national interest electric trans-  
18 mission corridor any geographical area experi-  
19 encing electric energy transmission capacity  
20 constraints or congestion that adversely affects  
21 consumers, including constraints or congestion  
22 that—

23 “(i) increases costs to consumers;

24 “(ii) limits resource options to serve  
25 load growth; or

1 “(iii) limits access to sources of clean  
 2 energy, such as wind, solar energy, geo-  
 3 thermal energy, and biomass.

4 “(B) ADDITIONAL DESIGNATIONS.—In ad-  
 5 dition to the corridor designations made under  
 6 subparagraph (A), the Secretary may designate  
 7 additional corridors in accordance with that  
 8 subparagraph on the application by an inter-  
 9 ested person, on the condition that the Sec-  
 10 retary provides for an opportunity for notice  
 11 and comment by interested persons and af-  
 12 fected States on the application.”;

13 (C) in paragraph (3), the striking “(3) The  
 14 Secretary” and inserting the following:

15 “(3) CONSULTATION.—The Secretary”; and

16 (D) in paragraph (4)—

17 (i) by striking “(4) In determining”  
 18 and inserting the following:

19 “(4) BASIS FOR DETERMINATION.—In deter-  
 20 mining”; and

21 (ii) by striking subparagraphs (A)  
 22 through (E) and inserting the following:

23 “(A) the economic vitality and development  
 24 of the corridor, or the end markets served by

1 the corridor, may be constrained by lack of ade-  
 2 quate or reasonably priced electricity;

3 “(B)(i) economic growth in the corridor, or  
 4 the end markets served by the corridor, may be  
 5 jeopardized by reliance on limited sources of en-  
 6 ergy; and

7 “(ii) a diversification of supply is war-  
 8 ranted;

9 “(C) the energy independence of the  
 10 United States would be served by the designa-  
 11 tion;

12 “(D) the designation would be in the inter-  
 13 est of national energy policy; and

14 “(E) the designation would enhance na-  
 15 tional defense and homeland security.”; and

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

17 “(1) RATES AND RECOVERY OF COSTS.—

18 “(1) IN GENERAL.—Not later than 1 year after  
 19 the date of enactment of this subsection, the Com-  
 20 mission shall promulgate regulations providing for  
 21 the allocation and recovery of costs prudently in-  
 22 curred by public utilities in building and operating  
 23 facilities authorized under this section for trans-  
 24 mission of electric energy generated from clean  
 25 sources (such as wind, solar energy, geothermal en-

ergy, and biomass) and recovered in rates for the transmission of the electric energy subject to the jurisdiction of the Commission.

“(2) APPLICABLE PROVISIONS.—All rates approved under the regulations promulgated under paragraph (1), including any revisions to the regulations, shall be subject to the requirements under sections 205 and 206 that all rates, charges, terms, and conditions be just and reasonable and not unduly discriminatory or preferential.

“(3) RATES IN ORGANIZED MARKETS.—In establishing rates under section 205 or 206 for facilities built under this section by a public utility or transmitting utility and located within or interconnecting with a regional transmission organization, the costs of the facilities shall be allocated to all users of the transmission system within the regional transmission organization.”.

(b) STUDY ON TRANSMISSION CORRIDORS TO MAXIMIZE CLEAN AND RENEWABLE ENERGY.—

(1) IN GENERAL.—The Secretary shall conduct a study to determine what transmission corridors are necessary to allow the United States to maximize the use of clean and renewable energy to meet the electricity needs of the United States.

1           (2) REPORT.—Not later than 1 year after the  
2       date of enactment of this Act, the Secretary shall  
3       submit to Congress a report that describes the re-  
4       sults of the study, including any recommendations.

5 **SEC. 103. RURAL ELECTRIFICATION LOAN PROGRAM.**

6       (a) IN GENERAL.—Notwithstanding any other provi-  
7       sion of law, not later than 30 days after the date of enact-  
8       ment of this Act, out of any funds in the Treasury not  
9       otherwise appropriated, the Secretary of the Treasury  
10      shall transfer to the Secretary of Agriculture—

11           (1) for the cost of hardship loans made avail-  
12      able under subsection (c)(1) and (d)(1) of section  
13      305 of the Rural Electrification Act of 1936 (7  
14      U.S.C. 935) \$360,000,000 for fiscal year 2009, to  
15      remain available until September 30, 2010; and

16           (2) for the cost of loan guarantees to carry out  
17      section 306 of that Act (7 U.S.C. 936),  
18      \$15,600,000,000 for fiscal year 2009, to remain  
19      available until September 30, 2010.

20       (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
21      Agriculture shall be entitled to receive, shall accept, and  
22      shall use to carry out this section the funds transferred  
23      under subsection (a), without further appropriation.

1 **SEC. 104. LOAN GUARANTEES FOR RENEWABLE FUEL PIPE-**  
 2 **LINES; REFUELING INFRASTRUCTURE COR-**  
 3 **RIDORS.**

4 (a) LOAN GUARANTEES FOR RENEWABLE FUEL  
 5 PIPELINES.—Subtitle C of title II of the Energy Inde-  
 6 pendence and Security Act of 2007 (42 U.S.C. 17051 et  
 7 seq.) is amended by adding at the end the following:

8 **“SEC. 249. LOAN GUARANTEES FOR RENEWABLE FUEL**  
 9 **PIPELINES.**

10 “(a) DEFINITIONS.—In this section:

11 “(1) COST.—The term ‘cost’ has the meaning  
 12 given the term ‘cost of a loan guarantee’ in section  
 13 502(5)(C) of the Federal Credit Reform Act of 1990  
 14 (2 U.S.C. 661a(5)(C)).

15 “(2) ELIGIBLE PROJECT.—The term ‘eligible  
 16 project’ means a project described in subsection  
 17 (b)(1).

18 “(3) GUARANTEE.—

19 “(A) IN GENERAL.—The term ‘guarantee’  
 20 has the meaning given the term ‘loan guar-  
 21 antee’ in section 502 of the Federal Credit Re-  
 22 form Act of 1990 (2 U.S.C. 661a).

23 “(B) INCLUSION.—The term ‘guarantee’  
 24 includes a loan guarantee commitment (as de-  
 25 fined in section 502 of the Federal Credit Re-  
 26 form Act of 1990 (2 U.S.C. 661a)).

1           “(4) RENEWABLE FUEL.—The term ‘renewable  
2       fuel’ means fuel that is produced from renewable  
3       biomass and that is used to replace or reduce the  
4       quantity of fossil fuel present in a transportation  
5       fuel.

6           “(5) RENEWABLE FUEL PIPELINE.—The term  
7       ‘renewable fuel pipeline’ means a common carrier  
8       pipeline for transporting renewable fuel.

9       “(b) LOAN GUARANTEES.—

10           “(1) IN GENERAL.—The Secretary shall make  
11       guarantees under this section for projects that pro-  
12       vide for—

13           “(A) the construction of new renewable  
14       fuel pipelines; or

15           “(B) the modification of pipelines to trans-  
16       port renewable fuel.

17           “(2) ELIGIBILITY.—In determining the eligi-  
18       bility of a project for a guarantee under this section,  
19       the Secretary shall consider—

20           “(A) the volume of renewable fuel to be  
21       moved by the renewable fuel pipeline;

22           “(B) the size of the markets to be served  
23       by the renewable fuel pipeline;

1           “(C) the existence of sufficient storage to  
2           facilitate access to the markets served by the  
3           renewable fuel pipeline;

4           “(D) the proximity of the renewable fuel  
5           pipeline to renewable fuel production facilities;

6           “(E) the investment of the entity carrying  
7           out the proposed project in terminal infrastruc-  
8           ture;

9           “(F) the experience of the entity carrying  
10          out the proposed project in working with renew-  
11          able fuel;

12          “(G) the ability of the entity carrying out  
13          the proposed project to maintain the quality of  
14          the renewable fuel through—

15                 “(i) the terminal system of the entity;

16                 and

17                 “(ii) the dedicated pipeline system;

18          “(H) the ability of the entity carrying out  
19          the proposed project to complete the project in  
20          a timely manner; and

21          “(I) the ability of the entity carrying out  
22          the proposed project to secure property rights-  
23          of-way in order to move the proposed project  
24          forward in a timely manner.

1           “(3) AMOUNT.—Unless otherwise provided by  
2 law, a guarantee by the Secretary under this section  
3 shall not exceed an amount equal to 90 percent of  
4 the eligible project cost of the renewable fuel pipeline  
5 that is the subject of the guarantee, as estimated at  
6 the time at which the guarantee is issued or subse-  
7 quently modified while the eligible project is under  
8 construction.

9           “(4) TERMS AND CONDITIONS.—Guarantees  
10 under this section shall be provided in accordance  
11 with section 1702 of the Energy Policy Act of 2005  
12 (42 U.S.C. 16512), except that subsection (c) of  
13 that section shall not apply to guarantees made  
14 under this section.

15           “(5) FINAL RULE.—Not later than 90 days  
16 after the date of enactment of this section, the Sec-  
17 retary shall publish in the Federal Register a final  
18 rule directing the Director of the Department of En-  
19 ergy Loan Guarantee Program Office to initiate the  
20 loan guarantee program under this section in ac-  
21 cordance with this section.

22           “(c) FUNDING.—

23           “(1) IN GENERAL.—There are authorized to be  
24 appropriated such sums as are necessary to provide  
25 \$5,000,000,000 in guarantees under this section.

1           “(2) USE OF OTHER APPROPRIATED FUNDS.—

2           To the extent that the amounts made available  
3           under title XVII of the Energy Policy Act of 2005  
4           (42 U.S.C. 16511 et seq.) have not been disbursed  
5           to programs under that title, the Secretary may use  
6           the amounts to carry out this section.”.

7           (b) REFUELING INFRASTRUCTURE CORRIDORS.—

8           (1) NUMBER OF ELIGIBLE PROJECTS.—Section  
9           244(d)(1) of the Energy Independence and Security  
10          Act of 2007 (42 U.S.C. 17052(d)(1)) is amended by  
11          striking “10” and inserting “20”.

12          (2) REPORT.—Section 244 of the Energy Inde-  
13          pendence and Security Act of 2007 (42 U.S.C.  
14          17052) is amended—

15                 (A) by redesignating subsection (f) as sub-  
16                 section (g); and

17                 (B) by inserting after subsection (e) the  
18                 following:

19                 “(f) REPORT.—Not later than 2 years after the date  
20                 on which grants are awarded under subsection (d), the  
21                 Secretary shall submit to Congress a report on the feasi-  
22                 bility and desirability of—

23                         “(1) establishing a refueling infrastructure cor-  
24                         ridor for each highway on the Interstate System (as

1 defined in section 101(a) of title 23, United States  
2 Code); and

3 “(2) expanding the scope of this section to  
4 cover alternative fuels.”.

5 **SEC. 105. TRANSPORTATION.**

6 (a) IN GENERAL.—Notwithstanding any other provi-  
7 sion of law, not later than 30 days after the date of enact-  
8 ment of this Act, out of any funds in the Treasury not  
9 otherwise appropriated, the Secretary of the Treasury  
10 shall transfer to the Secretary of Transportation, for ap-  
11 portionment among States in accordance with the require-  
12 ments for apportionment for fiscal year 2009 under sec-  
13 tions 104 and 105 of title 23, United States Code, to re-  
14 main available until September 30, 2010—

15 (1) \$5,000,000,000 for use in carrying out  
16 highway and bridge projects in areas described in  
17 subsection (c), with priority given to projects for  
18 which funds can be obligated not later than the date  
19 that is 120 days after the date of enactment of this  
20 Act; and

21 (2) \$568,000,000 for maintenance and new  
22 construction projects relating to Indian reservation  
23 roads under section 204 of title 23, United States  
24 Code.

1 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
 2 Transportation shall be entitled to receive, shall accept,  
 3 and shall use to carry out this section the funds trans-  
 4 ferred under subsection (a), without further appropriation.

5 (c) REQUIREMENT.—Amounts made available under  
 6 this section may only be used for projects that are in rural  
 7 areas (within the meaning given the term in section  
 8 343(a)(13)(A) of the Consolidated Farm and Rural Devel-  
 9 opment Act (7 U.S.C. 1991(a)(13)(A))).

10 **SEC. 106. WATER PROJECTS.**

11 (a) IN GENERAL.—Notwithstanding any other provi-  
 12 sion of law, not later than 30 days after the date of enact-  
 13 ment of this Act, out of any funds in the Treasury not  
 14 otherwise appropriated, the Secretary of the Treasury  
 15 shall transfer to the Secretary of the Interior  
 16 \$500,000,000, to remain available until September 30,  
 17 2010, for use in carrying out authorized rural water  
 18 projects of the Bureau of Reclamation.

19 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
 20 the Interior shall be entitled to receive, shall accept, and  
 21 shall use to carry out this section the funds transferred  
 22 under subsection (a), without further appropriation.

23 **SEC. 107. RURAL UTILITIES PROGRAMS OF THE DEPART-**  
 24 **MENT OF AGRICULTURE.**

25 (a) DEFINITIONS.—In this section:

1 (1) RURAL UTILITIES PROGRAMS.—The term  
 2 “rural utilities programs” means the programs of  
 3 the Secretary that provide—

4 (A) water or waste disposal grants or di-  
 5 rect or guaranteed loans under paragraph (1)  
 6 or (2) of section 306(a) of the Consolidated  
 7 Farm and Rural Development Act (7 U.S.C.  
 8 1926(a));

9 (B) rural water or wastewater technical as-  
 10 sistance and training grants under section  
 11 306(a)(14) of that Act (7 U.S.C. 1926(a)(14));

12 (C) emergency community water assistance  
 13 grants under section 306A of that Act (7  
 14 U.S.C. 1926a); and

15 (D) solid waste management grants under  
 16 section 310B(b) of that Act (7 U.S.C. 1932(b)).

17 (2) SECRETARY.—The term “Secretary” means  
 18 the Secretary of Agriculture.

19 (b) FUNDING.—

20 (1) IN GENERAL.—Notwithstanding any other  
 21 provision of law and in addition to any other funds  
 22 made available, not later than 30 days after the date  
 23 of enactment of this Act, out of any funds in the  
 24 Treasury not otherwise appropriated, the Secretary  
 25 of the Treasury shall transfer to the Secretary for

1 the cost of grants, loans, and loan guarantees to  
 2 carry out rural utilities programs \$2,000,000,000, to  
 3 remain available until September 30, 2010.

4 (2) RECEIPT AND ACCEPTANCE.—The Sec-  
 5 retary shall be entitled to receive, shall accept, and  
 6 shall use to carry out rural utilities programs the  
 7 funds transferred under paragraph (1), without fur-  
 8 ther appropriation.

9 **SEC. 108. RURAL COMMUNITY FACILITIES PROGRAMS.**

10 (a) COMMUNITY FACILITY DIRECT AND GUARAN-  
 11 TEED LOANS.—

12 (1) IN GENERAL.—Notwithstanding any other  
 13 provision of law and in addition to any other funds  
 14 made available, not later than 30 days after the date  
 15 of enactment of this Act, out of any funds in the  
 16 Treasury not otherwise appropriated, the Secretary  
 17 of the Treasury shall transfer to the Secretary of  
 18 Agriculture (referred to in this section as the “Sec-  
 19 retary”)—

20 (A) an amount determined by the Sec-  
 21 retary to be necessary for the Secretary to  
 22 make \$2,500,000,000 in community facility di-  
 23 rect and guaranteed loans under section  
 24 306(a)(1) of the Consolidated Farm and Rural

1           Development Act (7 U.S.C. 1926(a)(1)), to re-  
 2           main available until September 30, 2010; and

3                   (B) \$100,000,000 for the costs of making  
 4           and modifying the loans described in subpara-  
 5           graph (A).

6           (2) RECEIPT AND ACCEPTANCE.—The Sec-  
 7           retary shall be entitled to receive, shall accept, and  
 8           shall use to provide those loans the funds trans-  
 9           ferred under paragraph (1), without further appro-  
 10          priation.

11          (b) COMMUNITY FACILITY GRANTS.—Of the funds of  
 12          the Commodity Credit Corporation and in addition to any  
 13          other funds made available, the Secretary shall use for  
 14          cost of community facility grants under paragraph (19),  
 15          (20), or (21) of section 306(a) of the Consolidated Farm  
 16          and Rural Development Act (7 U.S.C. 1926(a)) (including  
 17          the cost of making the grants) \$100,000,000 for fiscal  
 18          year 2009, to remain available until September 30, 2010.

19       **SEC. 109. RURAL BUSINESS ENTERPRISE GRANTS.**

20          (a) IN GENERAL.—Notwithstanding any other provi-  
 21          sion of law and in addition to any other funds made avail-  
 22          able, not later than 30 days after the date of enactment  
 23          of this Act, out of any funds in the Treasury not otherwise  
 24          appropriated, the Secretary of the Treasury shall transfer  
 25          to the Secretary of Agriculture for the cost of grants to

1 carry out section 310B(c) of the Consolidated Farm and  
 2 Rural Development Act (7 U.S.C. 1932(c)) \$100,000,000,  
 3 to remain available until September 30, 2010.

4 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
 5 Agriculture shall be entitled to receive, shall accept, and  
 6 shall use to carry out that section the funds transferred  
 7 under subsection (a), without further appropriation.

8 **SEC. 110. TELEMEDICINE AND DISTANCE LEARNING SERV-**  
 9 **ICES IN RURAL AREAS.**

10 (a) IN GENERAL.—Notwithstanding any other provi-  
 11 sion of law and in addition to any other funds made avail-  
 12 able, not later than 30 days after the date of enactment  
 13 of this Act, out of any funds in the Treasury not otherwise  
 14 appropriated, the Secretary of the Treasury shall transfer  
 15 to the Secretary of Agriculture for the cost of grants and  
 16 loans to carry out chapter 1 of subtitle D of title XXIII  
 17 of the Food, Agriculture, Conservation, and Trade Act of  
 18 1990 (7 U.S.C. 950aaa et seq.) \$3,000,000,000, to remain  
 19 available until September 30, 2010.

20 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
 21 Agriculture shall be entitled to receive, shall accept, and  
 22 shall use to carry out that chapter the funds transferred  
 23 under subsection (a), without further appropriation.

1 **SEC. 111. RURAL MICROENTREPRENEUR ASSISTANCE PRO-**  
2 **GRAM.**

3 (a) IN GENERAL.—Notwithstanding any other provi-  
4 sion of law and in addition to any other funds made avail-  
5 able, not later than 30 days after the date of enactment  
6 of this Act, out of any funds in the Treasury not otherwise  
7 appropriated, the Secretary of the Treasury shall transfer  
8 to the Secretary of Agriculture for the cost of loans and  
9 grants to carry out section 379E of the Consolidated  
10 Farm and Rural Development Act (7 U.S.C. 2008s)  
11 \$84,000,000, to remain available until September 30,  
12 2010.

13 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
14 Agriculture shall be entitled to receive, shall accept, and  
15 shall use to carry out that section the funds transferred  
16 under subsection (a), without further appropriation.

17 **SEC. 112. PUBLIC WORKS AND ECONOMIC DEVELOPMENT.**

18 (a) IN GENERAL.—Notwithstanding any other provi-  
19 sion of law, not later than 30 days after the date of enact-  
20 ment of this Act, out of any funds in the Treasury not  
21 otherwise appropriated, the Secretary of the Treasury  
22 shall transfer to the Administrator of the Economic Devel-  
23 opment Administration \$250,000,000, to remain available  
24 until September 30, 2010, for use in carrying out public  
25 works and economic development projects and activities

1 that, as of the date of enactment of this Act, have been  
2 authorized but have not been initiated.

3 (b) RECEIPT AND ACCEPTANCE.—The Administrator  
4 of the Economic Development Administration shall be en-  
5 titled to receive, shall accept, and shall use to carry out  
6 this section the funds transferred under subsection (a),  
7 without further appropriation.

8 **SEC. 113. EXTENSION AND EXPANSION OF QUALIFIED ZONE**  
9 **ACADEMY BONDS.**

10 (a) IN GENERAL.—Section 54E(c)(1) of the Internal  
11 Revenue Code of 1986 is amended by striking  
12 “\$400,000,000 for 2008 and 2009” and inserting “and  
13 \$400,000,000 for 2008 and \$800,000,000 for 2009 and  
14 2010”.

15 (b) PROCEEDS OF BONDS MAY BE USED FOR CON-  
16 STRUCTION.—Paragraph (5) of section 1397E(d) of the  
17 Internal Revenue Code of 1986 is amended—

18 (1) by striking “rehabilitating or repairing” in  
19 subparagraph (A) and inserting “constructing, reha-  
20 bilitating, or repairing”, and

21 (2) by redesignating subparagraphs (B), (C),  
22 and (D) as subparagraphs (C), (D), and (E), respec-  
23 tively, and by inserting after subparagraph (A) the  
24 following:

1 “(B) acquiring the land on which the facil-  
 2 ity is to be constructed,”.

3 (c) EFFECTIVE DATE.—The amendments made by  
 4 this section shall apply to obligations issued after Decem-  
 5 ber 31, 2008.

6 **SEC. 114. ENERGY PROGRAMS OF THE DEPARTMENT OF**  
 7 **AGRICULTURE.**

8 (a) IN GENERAL.—Notwithstanding any other provi-  
 9 sion of law and in addition to any other funds made avail-  
 10 able, not later than 30 days after the date of enactment  
 11 of this Act, out of any funds in the Treasury not otherwise  
 12 appropriated, the Secretary of the Treasury shall transfer  
 13 to the Secretary of Agriculture (referred to in this section  
 14 as the “Secretary”)—

15 (1) for the costs of grants and loan guarantees  
 16 to carry out section 9003 of the Farm Security and  
 17 Rural Investment Act of 2002 (7 U.S.C. 8103)—

18 (A) \$150,000,000 for fiscal year 2009; and

19 (B) \$210,000,000 for fiscal year 2010;

20 (2) to carry out section 9004 of that Act (7  
 21 U.S.C. 8104), \$80,000,000 for each of fiscal years  
 22 2009 and 2010;

23 (3) to carry out section 9005 of that Act (7  
 24 U.S.C. 8105), \$40,000,000 for each of fiscal years  
 25 2009 and 2010;

1           (4) for the costs of grants and loan guarantees  
2       to carry out section 9007 of that Act (7 U.S.C.  
3       8107), \$100,000,000 for each of fiscal years 2009  
4       and 2010;

5           (5) to carry out section 9008 of that Act (7  
6       U.S.C. 8108)—

7                (A) \$30,000,000 for fiscal year 2009; and

8                (B) \$40,000,000 for fiscal year 2010;

9           (6) to carry out section 9009 of that Act (7  
10       U.S.C. 8109), \$20,000,000 for each of fiscal years  
11       2009 and 2010;

12           (7) to carry out section 9011 of that Act (7  
13       U.S.C. 8111)—

14                (A) \$20,000,000 for fiscal year 2009; and

15                (B) \$30,000,000 for fiscal year 2010; and

16           (8) to carry out section 9013 of that Act (7  
17       U.S.C. 8113), \$20,000,000 for each of fiscal years  
18       2009 and 2010.

19       (b) RECEIPT AND ACCEPTANCE.—The Secretary  
20       shall be entitled to receive, shall accept, and shall use to  
21       provide those loans the funds transferred under subsection  
22       (a), without further appropriation.

## **TITLE II—NUTRITION ASSISTANCE**

### **SEC. 201. EMERGENCY FOOD ASSISTANCE PROGRAM.**

(a) IN GENERAL.—Notwithstanding any other provision of law and in addition to any other funds made available, not later than 30 days after the date of enactment of this Act, out of any funds in the Treasury not otherwise appropriated, the Secretary of the Treasury shall transfer to the Secretary of Agriculture (referred to in this section as the “Secretary”) for the cost of carrying out the emergency food assistance program established under the Emergency Food Assistance Act of 1983 (7 U.S.C. 7501 et seq.) \$100,000,000 for fiscal year 2009, to remain available until September 30, 2010.

(b) RECEIPT AND ACCEPTANCE.—The Secretary shall be entitled to receive, shall accept, and shall use to carry out that program the funds transferred under subsection (a), without further appropriation.

(c) REQUIREMENT.—Of funds made available under subsection (a), the Secretary may use up to \$5,000,000 to carry out commodity distribution under the emergency food assistance program.

### **SEC. 202. COMMODITY SUPPLEMENTAL FOOD PROGRAM.**

(a) IN GENERAL.—Notwithstanding any other provision of law and in addition to any other funds made avail-

1 able, not later than 30 days after the date of enactment  
2 of this Act, out of any funds in the Treasury not otherwise  
3 appropriated, the Secretary of the Treasury shall transfer  
4 to the Secretary of Agriculture for the cost of carrying  
5 out the commodity supplemental food program established  
6 under section 5 of the Agriculture and Consumer Protec-  
7 tion Act of 1973 (7 U.S.C. 612c note; Public Law 93–  
8 86) \$50,000,000 for fiscal year 2009, to remain available  
9 until September 30, 2010.

10 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
11 Agriculture shall be entitled to receive, shall accept, and  
12 shall use to carry out that program the funds transferred  
13 under subsection (a), without further appropriation.

14 **SEC. 203. EMERGENCY FOOD PROGRAM INFRASTRUCTURE**  
15 **GRANT PROGRAM.**

16 In addition to any other funds made available, there  
17 is appropriated to the Secretary of Agriculture, out of  
18 funds of the Treasury not otherwise appropriated,  
19 \$15,000,000 for each of fiscal years 2009 and 2010 to  
20 carry out the emergency food program infrastructure  
21 grant program established under section 209 of the Emer-  
22 gency Food Assistance Act of 1983 (7 U.S.C. 7511a).

1 **SEC. 204. SPECIAL SUPPLEMENTAL NUTRITION PROGRAM**  
 2 **FOR WOMEN, INFANTS, AND CHILDREN.**

3 (a) IN GENERAL.—Notwithstanding any other provi-  
 4 sion of law and in addition to any other funds made avail-  
 5 able, not later than 30 days after the date of enactment  
 6 of this Act, out of any funds in the Treasury not otherwise  
 7 appropriated, the Secretary of the Treasury shall transfer  
 8 to the Secretary of Agriculture for the cost of carrying  
 9 out the special supplemental nutrition program for  
 10 women, infants, and children established by section 17 of  
 11 the Child Nutrition Act of 1966 (42 U.S.C. 1786)  
 12 \$445,000,000 for fiscal year 2009, to remain available  
 13 until September 30, 2010.

14 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
 15 Agriculture shall be entitled to receive, shall accept, and  
 16 shall use to carry out that section the funds transferred  
 17 under subsection (a), without further appropriation.

18 **TITLE III—RURAL HOUSING**

19 **SEC. 301. DOUG BEREUTER SECTION 502 SINGLE FAMILY**  
 20 **HOUSING LOAN GUARANTEE PROGRAM.**

21 Of the funds of the Commodity Credit Corporation,  
 22 the Secretary of Agriculture shall use—

23 (1) such sums as are necessary for the Sec-  
 24 retary to make—

1 (A) \$4,000,000,000 in direct loans under  
 2 section 502(h) of the Housing Act of 1949 (42  
 3 U.S.C. 1472(h)); and

4 (B) \$18,000,000,000 in unsubsidized guar-  
 5 anteed loans under that subsection; and

6 (2) \$500,000,000 for the costs of making direct  
 7 loans and unsubsidized guaranteed loans under  
 8 paragraph (1).

## 9 **TITLE IV—RURAL HEALTH**

### 10 **SEC. 401. NATIONAL HEALTH SERVICE CORPS PROGRAMS.**

11 (a) IN GENERAL.—Notwithstanding any other provi-  
 12 sion of law and in addition to any other funds made avail-  
 13 able, not later than 30 days after the date of enactment  
 14 of this Act, out of any funds in the Treasury not otherwise  
 15 appropriated, the Secretary of the Treasury shall transfer  
 16 to the Secretary of Health and Human Services, for use  
 17 in carrying out the projects under the National Health  
 18 Service Corps programs under subparts II and III of title  
 19 III of the Public Health Service Act (42 U.S.C. 254d et  
 20 seq. and 42 U.S.C. 254l et seq.) for each of the fiscal years  
 21 2009 and 2010, \$300,000,000, to remain available until  
 22 September 30, 2010.

23 (b) RECEIPT AND ACCEPTANCE.—The Secretary of  
 24 Health and Human Services shall be entitled to receive,  
 25 shall accept, and shall use to carry out this section the

1 funds transferred under subsection (a), without further  
 2 appropriation.

3 **SEC. 402. IMPROVED ACCESS TO AMBULANCE SERVICES.**

4 (a) EXTENSION OF INCREASED MEDICARE PAY-  
 5 MENTS FOR CERTAIN GROUND AMBULANCE SERVICES.—

6 Section 1834(l)(13)(A) of the Social Security Act (42  
 7 U.S.C. 1395m(l)(13)(A)) is amended—

8 (1) in the matter preceding clause (i)—

9 (A) by striking “2007, and for” and in-  
 10 sserting “2007, for”; and

11 (B) by inserting “, and for such services  
 12 described in clause (i) furnished on or after  
 13 January 1, 2010, and before January 1, 2011”  
 14 after “2010”; and

15 (2) in clause (i), by striking “and before Janu-  
 16 ary 1, 2010” and inserting “and before January 1,  
 17 2009, or 6 percent if such service is furnished on or  
 18 after January 1, 2009, and before January 1, 2011”  
 19 after “2010”.

20 (b) EXTENSION OF ASSISTANCE FOR RURAL PRO-  
 21 VIDERS FURNISHING SERVICES IN LOW POPULATION  
 22 DENSITY AREAS.—Section 1834(l)(12)(A) of the Social  
 23 Security Act (42 U.S.C. 1395m(l)(12)(A)) is amended by  
 24 striking “January 1, 2010” and inserting “January 1,  
 25 2011”.

1   **SEC. 403. APPLYING RURAL HOME HEALTH ADD-ON POLICY**  
2                           **FOR 2009 AND 2010.**

3           Section 421(a) of the Medicare Prescription Drug,  
4   Improvement, and Modernization Act of 2003 (Public Law  
5   108–173; 117 Stat. 2283), as amended by section 5201(b)  
6   of the Deficit Reduction Act of 2005 (Public Law 109–  
7   171; 120 Stat. 46), is amended—

8                   (1) by striking “, and episodes” and inserting  
9           “, episodes”; and

10                   (2) by inserting “and episodes and visits ending  
11           on or after January 1, 2009, and before January 1,  
12           2011,” after “January 1, 2007,”.

13   **SEC. 404. EXTENSION OF THE RECLASSIFICATION OF CER-**  
14                           **TAIN HOSPITALS.**

15           Subsection (a) of section 106 of division B of the Tax  
16   Relief and Health Care Act of 2006 (42 U.S.C. 1395  
17   note), as amended by section 117 of the Medicare, Med-  
18   icaid, and SCHIP Extension Act of 2007 (Public Law  
19   110–173) and section 124 of the Medicare Improvements  
20   for Patients and Providers Act of 2008 (Public Law 110–  
21   275), is amended by striking “September 30, 2009” and  
22   inserting “September 30, 2010”.

1           **TITLE V—EMERGENCY**  
2                   **DESIGNATION**

3   **SEC. 501. EMERGENCY DESIGNATION.**

4       For purposes of Senate enforcement, the amounts  
5   made available under this Act are designated as emer-  
6   gency requirements and necessary to meet emergency  
7   needs pursuant to section 204 of S. Con. Res. 21 (110th  
8   Congress), the concurrent resolution on the budget for fis-  
9   cal year 2008.

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