

116TH CONGRESS
1ST SESSION

H. R. 265

IN THE SENATE OF THE UNITED STATES

JANUARY 11, 2019

Received; read twice and referred to the Committee on Appropriations

AN ACT

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2019, 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,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for Ag-
3 riculture, Rural Development, Food and Drug Administra-
4 tion, and Related Agencies programs for fiscal year ending
5 September 30, 2019, and for other purposes, namely:

6 **TITLE I**

7 **AGRICULTURAL PROGRAMS**

8 **PROCESSING, RESEARCH, AND MARKETING**

9 **OFFICE OF THE SECRETARY**

10 **(INCLUDING TRANSFERS OF FUNDS)**

11 For necessary expenses of the Office of the Secretary,
12 \$46,532,000, of which not to exceed \$5,051,000 shall be
13 available for the immediate Office of the Secretary; not
14 to exceed \$800,000 shall be available for the Office of the
15 Assistant to the Secretary for Rural Development: *Pro-*
16 *vided*, That funds made available by this Act to an agency
17 in the Rural Development mission area for salaries and
18 expenses are available to fund up to one administrative
19 support staff for the Office; not to exceed \$1,496,000 shall
20 be available for the Office of Homeland Security; not to
21 exceed \$4,711,000 shall be available for the Office of Part-
22 nerships and Public Engagement; not to exceed
23 \$23,105,000 shall be available for the Office of the Assist-
24 ant Secretary for Administration, of which \$22,301,000
25 shall be available for Departmental Administration to pro-

1 vide for necessary expenses for management support serv-
2 ices to offices of the Department and for general adminis-
3 tration, security, repairs and alterations, and other mis-
4 cellaneous supplies and expenses not otherwise provided
5 for and necessary for the practical and efficient work of
6 the Department: *Provided further*, That funds made avail-
7 able by this Act to an agency in the Administration mis-
8 sion area for salaries and expenses are available to fund
9 up to one administrative support staff for the Office; not
10 to exceed \$3,869,000 shall be available for the Office of
11 Assistant Secretary for Congressional Relations to carry
12 out the programs funded by this Act, including programs
13 involving intergovernmental affairs and liaison within the
14 executive branch; and not to exceed \$7,500,000 shall be
15 available for the Office of Communications: *Provided fur-*
16 *ther*, That the Secretary of Agriculture is authorized to
17 transfer funds appropriated for any office of the Office
18 of the Secretary to any other office of the Office of the
19 Secretary: *Provided further*, That no appropriation for any
20 office shall be increased or decreased by more than 5 per-
21 cent: *Provided further*, That not to exceed \$11,000 of the
22 amount made available under this paragraph for the im-
23 mediate Office of the Secretary shall be available for offi-
24 cial reception and representation expenses, not otherwise
25 provided for, as determined by the Secretary: *Provided*

1 further, That the amount made available under this head-
2 ing for Departmental Administration shall be reimbursed
3 from applicable appropriations in this Act for travel ex-
4 penses incident to the holding of hearings as required by
5 5 U.S.C. 551–558: *Provided further*, That funds made
6 available under this heading for the Office of the Assistant
7 Secretary for Congressional Relations may be transferred
8 to agencies of the Department of Agriculture funded by
9 this Act to maintain personnel at the agency level: *Pro-*
10 *vided further*, That no funds made available under this
11 heading for the Office of Assistant Secretary for Congres-
12 sional Relations may be obligated after 30 days from the
13 date of enactment of this Act, unless the Secretary has
14 notified the Committees on Appropriations of both Houses
15 of Congress on the allocation of these funds by USDA
16 agency.

17 EXECUTIVE OPERATIONS

18 OFFICE OF THE CHIEF ECONOMIST

19 For necessary expenses of the Office of the Chief
20 Economist, \$19,786,000, of which \$4,000,000 shall be for
21 grants or cooperative agreements for policy research under
22 7 U.S.C. 3155.

23 OFFICE OF HEARINGS AND APPEALS

24 For necessary expenses of the Office of Hearings and
25 Appeals, \$15,222,000.

1 OFFICE OF BUDGET AND PROGRAM ANALYSIS

2 For necessary expenses of the Office of Budget and
3 Program Analysis, \$9,525,000.

4 OFFICE OF THE CHIEF INFORMATION OFFICER

5 For necessary expenses of the Office of the Chief In-
6 formation Officer, \$63,950,000, of which not less than
7 \$38,000,000 is for cybersecurity requirements of the de-
8 partment.

9 OFFICE OF THE CHIEF FINANCIAL OFFICER

10 For necessary expenses of the Office of the Chief Fi-
11 nancial Officer, \$6,028,000.

14 For necessary expenses of the Office of the Assistant
15 Secretary for Civil Rights, \$901,000: *Provided*, That
16 funds made available by this Act to an agency in the Civil
17 Rights mission area for salaries and expenses are available
18 to fund up to one administrative support staff for the Of-
19 fice.

20 OFFICE OF CIVIL RIGHTS

21 For necessary expenses of the Office of Civil Rights,
22 \$24,206,000.

1 AGRICULTURE BUILDINGS AND FACILITIES

2 (INCLUDING TRANSFERS OF FUNDS)

3 For payment of space rental and related costs pursuant
4 ant to Public Law 92-313, including authorities pursuant
5 to the 1984 delegation of authority from the Administrator of General Services to the Department of Agriculture under 40 U.S.C. 121, for programs and activities
6 of the Department which are included in this Act, and for
7 alterations and other actions needed for the Department
8 and its agencies to consolidate unneeded space into configurations suitable for release to the Administrator of General Services, and for the operation, maintenance, improvement, and repair of Agriculture buildings and facilities, and for related costs, \$58,330,000, to remain available until expended.

16 HAZARDOUS MATERIALS MANAGEMENT

17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Department of Agriculture, to comply with the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.) and the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.), \$3,503,000, to remain available until expended: *Provided*, That appropriations and funds available herein to the Department for Hazardous Materials Management may be transferred to any agency

1 of the Department for its use in meeting all requirements
2 pursuant to the above Acts on Federal and non-Federal
3 lands.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector
6 General, including employment pursuant to the Inspector
7 General Act of 1978 (Public Law 95-452; 5 U.S.C. App.),
8 \$98,208,000, including such sums as may be necessary for
9 contracting and other arrangements with public agencies
10 and private persons pursuant to section 6(a)(9) of the In-
11 spector General Act of 1978 (Public Law 95-452; 5
12 U.S.C. App.), and including not to exceed \$125,000 for
13 certain confidential operational expenses, including the
14 payment of informants, to be expended under the direction
15 of the Inspector General pursuant to the Inspector Gen-
16 eral Act of 1978 (Public Law 95-452; 5 U.S.C. App.) and
17 section 1337 of the Agriculture and Food Act of 1981
18 (Public Law 97-98).

19 OFFICE OF THE GENERAL COUNSEL

20 For necessary expenses of the Office of the General
21 Counsel, \$45,146,000.

22 OFFICE OF ETHICS

23 For necessary expenses of the Office of Ethics,
24 \$4,136,000.

3 For necessary expenses of the Office of the Under
4 Secretary for Research, Education, and Economics,
5 \$800,000: *Provided*, That funds made available by this
6 Act to an agency in the Research, Education, and Eco-
7 nomics mission area for salaries and expenses are avail-
8 able to fund up to one administrative support staff for
9 the Office.

10 ECONOMIC RESEARCH SERVICE

11 For necessary expenses of the Economic Research
12 Service, \$86,757,000.

13 NATIONAL AGRICULTURAL STATISTICS SERVICE

14 For necessary expenses of the National Agricultural
15 Statistics Service, \$174,767,000, of which up to
16 \$45,300,000 shall be available until expended for the Cen-
17 sus of Agriculture: *Provided*, That amounts made available
18 for the Census of Agriculture may be used to conduct Cur-
19 rent Industrial Report surveys subject to 7 U.S.C.
20 2204g(d) and (f).

21 AGRICULTURAL RESEARCH SERVICE

22 SALARIES AND EXPENSES

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

1 for land exchanges where the lands exchanged shall be of
2 equal value or shall be equalized by a payment of money
3 to the grantor which shall not exceed 25 percent of the
4 total value of the land or interests transferred out of Fed-
5 eral ownership, \$1,300,966,000, of which \$10,600,000, to
6 remain available until expended, shall be used to carry out
7 the science program at the National Bio- and Agro-de-
8 fense Facility located in Manhattan, Kansas; of which not
9 less than \$2,000,000 shall be available to carry out the
10 dryland agriculture research program; and of which not
11 less than \$7,000,000 shall be available for purposes of en-
12 tering into a management, operations, and research sup-
13 port contract to expedite the hiring of a capable workforce
14 for the commissioning of the Central Utility Plant and in
15 support of operations and management of the National
16 Bio- and Agro-defense Facility: *Provided*, That appropria-
17 tions hereunder shall be available for the operation and
18 maintenance of aircraft and the purchase of not to exceed
19 one for replacement only: *Provided further*, That appro-
20 priations hereunder shall be available pursuant to 7
21 U.S.C. 2250 for the construction, alteration, and repair
22 of buildings and improvements, but unless otherwise pro-
23 vided, the cost of constructing any one building shall not
24 exceed \$500,000, except for headhouses or greenhouses
25 which shall each be limited to \$1,800,000, except for 10

1 buildings to be constructed or improved at a cost not to
2 exceed \$1,100,000 each, and except for two buildings to
3 be constructed at a cost not to exceed \$3,000,000 each,
4 and the cost of altering any one building during the fiscal
5 year shall not exceed 10 percent of the current replace-
6 ment value of the building or \$500,000, whichever is
7 greater: *Provided further*, That appropriations hereunder
8 shall be available for entering into lease agreements at any
9 Agricultural Research Service location for the construction
10 of a research facility by a non-Federal entity for use by
11 the Agricultural Research Service and a condition of the
12 lease shall be that any facility shall be owned, operated,
13 and maintained by the non-Federal entity and shall be re-
14 moved upon the expiration or termination of the lease
15 agreement: *Provided further*, That the limitations on alter-
16 ations contained in this Act shall not apply to moderniza-
17 tion or replacement of existing facilities at Beltsville,
18 Maryland: *Provided further*, That appropriations here-
19 under shall be available for granting easements at the
20 Beltsville Agricultural Research Center: *Provided further*,
21 That the foregoing limitations shall not apply to replace-
22 ment of buildings needed to carry out the Act of April
23 24, 1948 (21 U.S.C. 113a): *Provided further*, That appro-
24 priations hereunder shall be available for granting ease-
25 ments at any Agricultural Research Service location for

1 the construction of a research facility by a non-Federal
2 entity for use by, and acceptable to, the Agricultural Re-
3 search Service and a condition of the easements shall be
4 that upon completion the facility shall be accepted by the
5 Secretary, subject to the availability of funds herein, if the
6 Secretary finds that acceptance of the facility is in the
7 interest of the United States: *Provided further*, That funds
8 may be received from any State, other political subdivi-
9 sion, organization, or individual for the purpose of estab-
10 lishing or operating any research facility or research
11 project of the Agricultural Research Service, as authorized
12 by law.

13 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

14 RESEARCH AND EDUCATION ACTIVITIES

15 For payments to agricultural experiment stations, for
16 cooperative forestry and other research, for facilities, and
17 for other expenses, \$898,535,000, which shall be for the
18 purposes, and in the amounts, specified in the table titled
19 "National Institute of Food and Agriculture, Research
20 and Education Activities" in the explanatory statement
21 described in section 769 of this Act: *Provided*, That funds
22 for research grants for 1994 institutions, education grants
23 for 1890 institutions, capacity building for non-land-grant
24 colleges of agriculture, the agriculture and food research
25 initiative, veterinary medicine loan repayment, multicul-

1 tural scholars, graduate fellowship and institution chal-
2 lenge grants, and grants management systems shall re-
3 main available until expended: *Provided further*, That each
4 institution eligible to receive funds under the Evans-Allen
5 program receives no less than \$1,000,000: *Provided fur-*
6 *ther*, That funds for education grants for Alaska Native
7 and Native Hawaiian-serving institutions be made avail-
8 able to individual eligible institutions or consortia of eligi-
9 ble institutions with funds awarded equally to each of the
10 States of Alaska and Hawaii: *Provided further*, That funds
11 for education grants for 1890 institutions shall be made
12 available to institutions eligible to receive funds under 7
13 U.S.C. 3221 and 3222: *Provided further*, That not more
14 than 5 percent of the amounts made available by this or
15 any other Act to carry out the Agriculture and Food Re-
16 search Initiative under 7 U.S.C. 450i(b) may be retained
17 by the Secretary of Agriculture to pay administrative costs
18 incurred by the Secretary in carrying out that authority.

19 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

23 EXTENSION ACTIVITIES

24 For payments to States, the District of Columbia,
25 Puerto Rico, Guam, the Virgin Islands, Micronesia, the

1 Northern Marianas, and American Samoa, \$486,692,000,
2 which shall be for the purposes, and in the amounts, speci-
3 fied in the table titled "National Institute of Food and
4 Agriculture, Extension Activities" in the explanatory
5 statement described in section 769 of this Act: *Provided*,
6 That funds for facility improvements at 1890 institutions
7 shall remain available until expended: *Provided further*,
8 That institutions eligible to receive funds under 7 U.S.C.
9 3221 for cooperative extension receive no less than
10 \$1,000,000: *Provided further*, That funds for cooperative
11 extension under sections 3(b) and (c) of the Smith-Lever
12 Act (7 U.S.C. 343(b) and (c)) and section 208(c) of Public
13 Law 93-471 shall be available for retirement and employ-
14 ees' compensation costs for extension agents.

15 INTEGRATED ACTIVITIES

16 For the integrated research, education, and extension
17 grants programs, including necessary administrative ex-
18 penses, \$38,000,000, which shall be for the purposes, and
19 in the amounts, specified in the table titled “National In-
20 stitute of Food and Agriculture, Integrated Activities” in
21 the explanatory statement described in section 769 of this
22 Act: *Provided*, That funds for the Food and Agriculture
23 Defense Initiative shall remain available until September
24 30, 2020: *Provided further*, That notwithstanding any
25 other provision of law, indirect costs shall not be charged

1 against any Extension Implementation Program Area
2 grant awarded under the Crop Protection/Pest Manage-
3 ment Program (7 U.S.C. 7626).

4 **OFFICE OF THE UNDER SECRETARY FOR MARKETING**

5 **AND REGULATORY PROGRAMS**

6 For necessary expenses of the Office of the Under
7 Secretary for Marketing and Regulatory Programs,
8 \$901,000: *Provided*, That funds made available by this
9 Act to an agency in the Marketing and Regulatory Pro-
10 grams mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the Of-
12 fice.

13 **ANIMAL AND PLANT HEALTH INSPECTION SERVICE**

14 **SALARIES AND EXPENSES**

15 **(INCLUDING TRANSFERS OF FUNDS)**

16 For necessary expenses of the Animal and Plant
17 Health Inspection Service, including up to \$30,000 for
18 representation allowances and for expenses pursuant to
19 the Foreign Service Act of 1980 (22 U.S.C. 4085),
20 \$1,000,493,000, of which \$470,000, to remain available
21 until expended, shall be available for the control of out-
22 breaks of insects, plant diseases, animal diseases and for
23 control of pest animals and birds (“contingency fund”) to
24 the extent necessary to meet emergency conditions; of
25 which \$11,520,000, to remain available until expended,

1 shall be used for the cotton pests program for cost share
2 purposes or for debt retirement for active eradication
3 zones; of which \$37,857,000, to remain available until ex-
4 pended, shall be for Animal Health Technical Services; of
5 which \$705,000 shall be for activities under the authority
6 of the Horse Protection Act of 1970, as amended (15
7 U.S.C. 1831); of which \$62,840,000, to remain available
8 until expended, shall be used to support avian health; of
9 which \$4,251,000, to remain available until expended,
10 shall be for information technology infrastructure; of
11 which \$178,170,000, to remain available until expended,
12 shall be for specialty crop pests; of which, \$11,826,000,
13 to remain available until expended, shall be for field crop
14 and rangeland ecosystem pests; of which \$16,523,000, to
15 remain available until expended, shall be for zoonotic dis-
16 ease management; of which \$41,466,000, to remain avail-
17 able until expended, shall be for emergency preparedness
18 and response; of which \$60,000,000, to remain available
19 until expended, shall be for tree and wood pests; of which
20 \$5,725,000, to remain available until expended, shall be
21 for the National Veterinary Stockpile; of which up to
22 \$1,500,000, to remain available until expended, shall be
23 for the scrapie program for indemnities; of which
24 \$2,500,000, to remain available until expended, shall be
25 for the wildlife damage management program for aviation

1 safety: *Provided*, That of amounts available under this
2 heading for wildlife services methods development,
3 \$1,000,000 shall remain available until expended: *Pro-*
4 *vided further*, That of amounts available under this head-
5 ing for the screwworm program, \$4,990,000 shall remain
6 available until expended; of which \$13,600,000, to remain
7 available until expended, shall be used to carry out the
8 science program at the National Bio- and Agro-defense
9 Facility located in Manhattan, Kansas: *Provided further*,
10 That no funds shall be used to formulate or administer
11 a brucellosis eradication program for the current fiscal
12 year that does not require minimum matching by the
13 States of at least 40 percent: *Provided further*, That this
14 appropriation shall be available for the operation and
15 maintenance of aircraft and the purchase of not to exceed
16 five, of which two shall be for replacement only: *Provided*
17 *further*, That in addition, in emergencies which threaten
18 any segment of the agricultural production industry of the
19 United States, the Secretary may transfer from other ap-
20 propriations or funds available to the agencies or corpora-
21 tions of the Department such sums as may be deemed nec-
22 essary, to be available only in such emergencies for the
23 arrest and eradication of contagious or infectious disease
24 or pests of animals, poultry, or plants, and for expenses
25 in accordance with sections 10411 and 10417 of the Ani-

1 mal Health Protection Act (7 U.S.C. 8310 and 8316) and
2 sections 431 and 442 of the Plant Protection Act (7
3 U.S.C. 7751 and 7772), and any unexpended balances of
4 funds transferred for such emergency purposes in the pre-
5 ceding fiscal year shall be merged with such transferred
6 amounts: *Provided further*, That appropriations hereunder
7 shall be available pursuant to law (7 U.S.C. 2250) for the
8 repair and alteration of leased buildings and improve-
9 ments, but unless otherwise provided the cost of altering
10 any one building during the fiscal year shall not exceed
11 10 percent of the current replacement value of the build-
12 ing.

13 In fiscal year 2019, the agency is authorized to collect
14 fees to cover the total costs of providing technical assist-
15 ance, goods, or services requested by States, other political
16 subdivisions, domestic and international organizations,
17 foreign governments, or individuals, provided that such
18 fees are structured such that any entity's liability for such
19 fees is reasonably based on the technical assistance, goods,
20 or services provided to the entity by the agency, and such
21 fees shall be reimbursed to this account, to remain avail-
22 able until expended, without further appropriation, for
23 providing such assistance, goods, or services.

1 BUILDINGS AND FACILITIES

2 For plans, construction, repair, preventive mainte-
3 nance, environmental support, improvement, extension, al-
4 teration, and purchase of fixed equipment or facilities, as
5 authorized by 7 U.S.C. 2250, and acquisition of land as
6 authorized by 7 U.S.C. 428a, \$3,175,000, to remain avail-
7 able until expended.

8 AGRICULTURAL MARKETING SERVICE

9 MARKETING SERVICES

10 For necessary expenses of the Agricultural Marketing
11 Service, \$155,845,000, of which \$4,000,000 shall be avail-
12 able for the purposes of section 12306 of Public Law 113–
13 79; and of which \$7,000,000 shall be available for mar-
14 keting activities authorized under section 204(b) of the
15 Agricultural Marketing Act of 1946 (7 U.S.C. 1623(b))
16 to provide to State departments of agriculture, State coop-
17 erative extension services, institutions of higher education,
18 and nonprofit organizations grants to carry out programs
19 and provide technical assistance to promote innovation,
20 process improvement, and marketing relating to dairy
21 products: *Provided*, That this appropriation shall be avail-
22 able pursuant to law (7 U.S.C. 2250) for the alteration
23 and repair of buildings and improvements, but the cost
24 of altering any one building during the fiscal year shall

1 not exceed 10 percent of the current replacement value
2 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

7 Not to exceed \$60,982,000 (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 1956 (16 U.S.C. 742a et seq.); (2) trans-
23 fers otherwise provided in this Act; and (3) not more than
24 \$20,489,000 for formulation and administration of mar-
25 keting agreements and orders pursuant to the Agricultural

1 Marketing Agreement Act of 1937 and the Agricultural
2 Act of 1961 (Public Law 87-128).

3 PAYMENTS TO STATES AND POSSESSIONS

4 For payments to departments of agriculture, bureaus
5 and departments of markets, and similar agencies for
6 marketing activities under section 204(b) of the Agricul-
7 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
8 \$1,235,000.

9 LIMITATION ON INSPECTION AND WEIGHING SERVICES

10 EXPENSES

11 Not to exceed \$55,000,000 (from fees collected) shall
12 be obligated during the current fiscal year for inspection
13 and weighing services: *Provided*, That if grain export ac-
14 tivities require additional supervision and oversight, or
15 other uncontrollable factors occur, this limitation may be
16 exceeded by up to 10 percent with notification to the Com-
17 mittees on Appropriations of both Houses of Congress.

18 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

19 For necessary expenses of the Office of the Under
20 Secretary for Food Safety, \$800,000: *Provided*, That
21 funds made available by this Act to an agency in the Food
22 Safety mission area for salaries and expenses are available
23 to fund up to one administrative support staff for the Of-
24 fice.

1 FOOD SAFETY AND INSPECTION SERVICE

2 For necessary expenses to carry out services authorized
3 by the Federal Meat Inspection Act, the Poultry
4 Products Inspection Act, and the Egg Products Inspection
5 Act, including not to exceed \$10,000 for representation
6 allowances and for expenses pursuant to section 8 of the
7 Act approved August 3, 1956 (7 U.S.C. 1766),
8 \$1,049,344,000; and in addition, \$1,000,000 may be credited
9 to this account from fees collected for the cost of laboratory accreditation as authorized by section 1327 of the
10 Food, Agriculture, Conservation and Trade Act of 1990
11 (7 U.S.C. 138f): *Provided*, That funds provided for the
12 Public Health Data Communication Infrastructure system
13 shall remain available until expended: *Provided further*,
14 That no fewer than 148 full-time equivalent positions shall
15 be employed during fiscal year 2019 for purposes dedicated
16 solely to inspections and enforcement related to the
17 Humane Methods of Slaughter Act (7 U.S.C. 1901 et
18 seq.): *Provided further*, That the Food Safety and Inspection Service shall continue implementation of section
19 11016 of Public Law 110–246 as further clarified by the
20 amendments made in section 12106 of Public Law 113–
21 79: *Provided further*, That this appropriation shall be
22 available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the
23
24
25

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

4 TITLE II

5 FARM PRODUCTION AND CONSERVATION 6 PROGRAMS

7 OFFICE OF THE UNDER SECRETARY FOR FARM
8 PRODUCTION AND CONSERVATION

9 For necessary expenses of the Office of the Under
10 Secretary for Farm Production and Conservation,
11 \$901,000: *Provided*, That funds made available by this
12 Act to an agency in the Farm Production and Conserva-
13 tion mission area for salaries and expenses are available
14 to fund up to one administrative support staff for the Of-
15 fice.

16 FARM PRODUCTION AND CONSERVATION BUSINESS 17 CENTER

18 For necessary expenses of the Farm Production and
19 Conservation Business Center, \$1,028,000, to remain
20 available until expended: *Provided*, That \$149,000 of
21 amounts appropriated for the current fiscal year pursuant
22 to section 1241(a) of the Farm Security and Rural Invest-
23 ment Act of 1985 (16 U.S.C. 3841(a)) shall be transferred
24 to and merged with this account.

1 FARM SERVICE AGENCY

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Farm Service Agency,

5 \$1,202,146,000: *Provided*, That not more than 50 percent

6 of the \$44,691,000 made available under this heading for

7 information technology related to farm program delivery,

8 including the Modernize and Innovate the Delivery of Ag-

9 ricultural Systems and other farm program delivery sys-

10 tems, may be obligated until the Secretary submits to the

11 Committees on Appropriations of both Houses of Con-

12 gress, and receives written or electronic notification of re-

13 ceipt from such Committees of, a plan for expenditure that

14 (1) identifies for each project/investment over \$25,000 (a)

15 the functional and performance capabilities to be delivered

16 and the mission benefits to be realized, (b) the estimated

17 lifecycle cost, including estimates for development as well

18 as maintenance and operations, and (c) key milestones to

19 be met; (2) demonstrates that each project/investment is,

20 (a) consistent with the Farm Service Agency Information

21 Technology Roadmap, (b) being managed in accordance

22 with applicable lifecycle management policies and guid-

23 ance, and (c) subject to the applicable Department's cap-

24 ital planning and investment control requirements; and (3)

25 has been reviewed by the Government Accountability Of-

1 fice and approved by the Committees on Appropriations
2 of both Houses of Congress: *Provided further*, That the
3 agency shall submit a report by the end of the fourth quar-
4 ter of fiscal year 2019 to the Committees on Appropria-
5 tions and the Government Accountability Office, that iden-
6 tifies for each project/investment that is operational (a)
7 current performance against key indicators of customer
8 satisfaction, (b) current performance of service level agree-
9 ments or other technical metrics, (c) current performance
10 against a pre-established cost baseline, (d) a detailed
11 breakdown of current and planned spending on oper-
12 ational enhancements or upgrades, and (e) an assessment
13 of whether the investment continues to meet business
14 needs as intended as well as alternatives to the investment:
15 *Provided further*, That the Secretary is authorized to use
16 the services, facilities, and authorities (but not the funds)
17 of the Commodity Credit Corporation to make program
18 payments for all programs administered by the Agency:
19 *Provided further*, That other funds made available to the
20 Agency for authorized activities may be advanced to and
21 merged with this account: *Provided further*, That funds
22 made available to county committees shall remain avail-
23 able until expended: *Provided further*, That none of the
24 funds available to the Farm Service Agency shall be used
25 to close Farm Service Agency county offices: *Provided fur-*

1 ther, That none of the funds available to the Farm Service
2 Agency shall be used to permanently relocate county based
3 employees that would result in an office with two or fewer
4 employees without prior notification and approval of the
5 Committees on Appropriations of both Houses of Con-
6 gress.

7 STATE MEDIATION GRANTS

8 For grants pursuant to section 502(b) of the Agricul-
9 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
10 5106), \$3,904,000.

11 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

12 For necessary expenses to carry out wellhead or
13 groundwater protection activities under section 12400 of
14 the Food Security Act of 1985 (16 U.S.C. 3839bb-2),
15 \$6,500,000, to remain available until expended.

16 DAIRY INDEMNITY PROGRAM

17 (INCLUDING TRANSFER 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, such sums as
21 may be necessary, to remain available until expended: *Pro-*
22 *vided*, That such program is carried out by the Secretary
23 in the same manner as the dairy indemnity program de-
24 scribed in the Agriculture, Rural Development, Food and
25 Drug Administration, and Related Agencies Appropriations

1 tions Act, 2001 (Public Law 106-387, 114 Stat. 1549A-
2 12).

3 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFERS OF FUNDS)

6 For gross obligations for the principal amount of di-
7 rect and guaranteed farm ownership (7 U.S.C. 1922 et
8 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
9 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
10 quisition loans (25 U.S.C. 488), boll weevil loans (7
11 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
12 1924 et seq.), and Indian highly fractionated land loans
13 (25 U.S.C. 488) to be available from funds in the Agricul-
14 tural Credit Insurance Fund, as follows: \$2,750,000,000
15 for guaranteed farm ownership loans and \$1,500,000,000
16 for farm ownership direct loans; \$1,960,000,000 for un-
17 subsidized guaranteed operating loans and
18 \$1,530,000,000 for direct operating loans; emergency
19 loans, \$37,668,000; Indian tribe land acquisition loans,
20 \$20,000,000; guaranteed conservation loans,
21 \$150,000,000; Indian highly fractionated land loans,
22 \$10,000,000; and for boll weevil eradication program
23 loans, \$60,000,000: *Provided*, That the Secretary shall
24 deem the pink bollworm to be a boll weevil for the purpose
25 of boll weevil eradication program loans.

1 For the cost of direct and guaranteed loans and
2 grants, including the cost of modifying loans as defined
3 in section 502 of the Congressional Budget Act of 1974,
4 as follows: farm operating loans, \$59,670,000 for direct
5 operating loans, \$21,168,000 for unsubsidized guaranteed
6 operating loans, emergency loans, \$1,567,000 and
7 \$2,134,000 for Indian highly fractionated land loans to
8 remain available until expended.

9 In addition, for administrative expenses necessary to
10 carry out the direct and guaranteed loan programs,
11 \$325,068,000: *Provided*, That of this amount,
12 \$314,998,000 shall be transferred to and merged with the
13 appropriation for “Farm Service Agency, Salaries and Ex-
14 penses”, of which \$8,000,000 shall be available until Sep-
15 tember 30, 2020.

16 Funds appropriated by this Act to the Agricultural
17 Credit Insurance Program Account for farm ownership,
18 operating and conservation direct loans and guaranteed
19 loans may be transferred among these programs: *Pro-*
20 *vided*, That the Committees on Appropriations of both
21 Houses of Congress are notified at least 15 days in ad-
22 vance of any transfer.

1 RISK MANAGEMENT AGENCY

2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management
4 Agency, \$74,829,000: *Provided*, That not to exceed
5 \$1,000 shall be available for official reception and rep-
6 resentation expenses, as authorized by 7 U.S.C. 1506(i).

7 NATURAL RESOURCES CONSERVATION SERVICE

8 CONSERVATION OPERATIONS

9 For necessary expenses for carrying out the provi-
10 sions of the Act of April 27, 1935 (16 U.S.C. 590a-f),
11 including preparation of conservation plans and establish-
12 ment of measures to conserve soil and water (including
13 farm irrigation and land drainage and such special meas-
14 ures for soil and water management as may be necessary
15 to prevent floods and the siltation of reservoirs and to con-
16 trol agricultural related pollutants); operation of conserva-
17 tion plant materials centers; classification and mapping of
18 soil; dissemination of information; acquisition of lands,
19 water, and interests therein for use in the plant materials
20 program by donation, exchange, or purchase at a nominal
21 cost not to exceed \$100 pursuant to the Act of August
22 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
23 ation or improvement of permanent and temporary build-
24 ings; and operation and maintenance of aircraft,
25 \$879,107,000, to remain available until September 30,

1 2020: *Provided*, That appropriations hereunder shall be
2 available pursuant to 7 U.S.C. 2250 for construction and
3 improvement of buildings and public improvements at
4 plant materials centers, except that the cost of alterations
5 and improvements to other buildings and other public im-
6 provements shall not exceed \$250,000: *Provided further*,
7 That when buildings or other structures are erected on
8 non-Federal land, that the right to use such land is ob-
9 tained as provided in 7 U.S.C. 2250a: *Provided further*,
10 That of the amounts made available under this heading,
11 \$5,600,000, shall remain available until expended for the
12 authorities under 16 U.S.C. 1001–1005 and 1007–1009
13 for authorized ongoing watershed projects with a primary
14 purpose of providing water to rural communities.

15 WATERSHED AND FLOOD PREVENTION OPERATIONS

16 For necessary expenses to carry out preventive meas-
17 ures, including but not limited to surveys and investiga-
18 tions, engineering operations, works of improvement, and
19 changes in use of land, in accordance with the Watershed
20 Protection and Flood Prevention Act (16 U.S.C. 1001–
21 1005 and 1007–1009) and in accordance with the provi-
22 sions of laws relating to the activities of the Department,
23 \$150,000,000, to remain available until expended: *Pro-*
24 *vided*, That for funds provided by this Act or any other
25 prior Act, the limitation regarding the size of the water-

1 shed or subwatershed exceeding two hundred and fifty
2 thousand acres in which such activities can be undertaken
3 shall only apply for activities undertaken for the primary
4 purpose of flood prevention (including structural and land
5 treatment measures): *Provided further*, That of the
6 amounts made available under this heading, \$50,000,000
7 shall be allocated to projects and activities that can com-
8 mence promptly following enactment; that address re-
9 gional priorities for flood prevention, agricultural water
10 management, inefficient irrigation systems, fish and wild-
11 life habitat, or watershed protection; or that address au-
12 thorized ongoing projects under the authorities of section
13 13 of the Flood Control Act of December 22, 1944 (Public
14 Law 78-534) with a primary purpose of watershed protec-
15 tion by preventing floodwater damage and stabilizing
16 stream channels, tributaries, and banks to reduce erosion
17 and sediment transport.

18 CORPORATIONS

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

1 out the programs set forth in the budget for the current
2 fiscal year for such corporation or agency, except as here-
3 inafter provided.

4 **FEDERAL CROP INSURANCE CORPORATION FUND**

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

8 **COMMODITY CREDIT CORPORATION FUND**

9 **REIMBURSEMENT FOR NET REALIZED LOSSES**

10 **(INCLUDING TRANSFERS OF FUNDS)**

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

1 HAZARDOUS WASTE MANAGEMENT

2 (LIMITATION ON EXPENSES)

3 For the current fiscal year, the Commodity Credit
4 Corporation shall not expend more than \$5,000,000 for
5 site investigation and cleanup expenses, and operations
6 and maintenance expenses to comply with the requirement
7 of section 107(g) of the Comprehensive Environmental
8 Response, Compensation, and Liability Act (42 U.S.C.
9 9607(g)), and section 6001 of the Resource Conservation
10 and Recovery Act (42 U.S.C. 6961).

16 For necessary expenses for carrying out the adminis-
17 tration and implementation of Rural Development pro-
18 grams, including activities with institutions concerning the
19 development and operation of agricultural cooperatives;
20 and for cooperative agreements; \$232,835,000: *Provided*,
21 That notwithstanding any other provision of law, funds
22 appropriated under this heading may be used for adver-
23 tising and promotional activities that support Rural Devel-
24 opment programs: *Provided further*, That in addition to
25 any other funds appropriated for purposes authorized by

1 section 502(i) of the Housing Act of 1949 (42 U.S.C.
2 1472(i)), any amounts collected under such section will
3 immediately be credited to this account and will remain
4 available until expended for such purposes.

RURAL HOUSING SERVICE

6 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

8 For gross obligations for the principal amount of di-
9 rect and guaranteed loans as authorized by title V of the
10 Housing Act of 1949, to be available from funds in the
11 rural housing insurance fund, as follows: \$1,100,000,000
12 shall be for direct loans and \$24,000,000,000 shall be for
13 unsubsidized guaranteed loans; \$28,000,000 for section
14 504 housing repair loans; \$40,000,000 for section 515
15 rental housing; \$230,000,000 for section 538 guaranteed
16 multi-family housing loans; \$10,000,000 for credit sales
17 of single family housing acquired property; \$5,000,000 for
18 section 523 self-help housing land development loans; and
19 \$5,000,000 for section 524 site development loans.

20 For the cost of direct and guaranteed loans, including
21 the cost of modifying loans, as defined in section 502 of
22 the Congressional Budget Act of 1974, as follows: section
23 502 loans, \$53,900,000 shall be for direct loans; section
24 504 housing repair loans, \$3,419,000; section 523 self-
25 help housing land development loans, \$431,000; section

1 524 site development loans, \$176,000; and repair, reha-
2 bilitation, and new construction of section 515 rental
3 housing, \$9,484,000: *Provided*, That to support the loan
4 program level for section 538 guaranteed loans made
5 available under this heading the Secretary may charge or
6 adjust any fees to cover the projected cost of such loan
7 guarantees pursuant to the provisions of the Credit Re-
8 form Act of 1990 (2 U.S.C. 661 et seq.), and the interest
9 on such loans may not be subsidized: *Provided further*,
10 That applicants in communities that have a current rural
11 area waiver under section 541 of the Housing Act of 1949
12 (42 U.S.C. 1490q) shall be treated as living in a rural
13 area for purposes of section 502 guaranteed loans pro-
14 vided under this heading: *Provided further*, That of the
15 amounts available under this paragraph for section 502
16 direct loans, no less than \$5,000,000 shall be available for
17 direct loans for individuals whose homes will be built pur-
18 suant to a program funded with a mutual and self-help
19 housing grant authorized by section 523 of the Housing
20 Act of 1949 until June 1, 2019: *Provided further*, That
21 the Secretary shall implement provisions to provide incen-
22 tives to nonprofit organizations and public housing au-
23 thorities to facilitate the acquisition of Rural Housing
24 Service (RHS) multifamily housing properties by such
25 nonprofit organizations and public housing authorities

1 that commit to keep such properties in the RHS multi-
2 family housing program for a period of time as determined
3 by the Secretary, with such incentives to include, but not
4 be limited to, the following: allow such nonprofit entities
5 and public housing authorities to earn a Return on Invest-
6 ment on their own resources to include proceeds from low
7 income housing tax credit syndication, own contributions,
8 grants, and developer loans at favorable rates and terms,
9 invested in a deal; and allow reimbursement of organiza-
10 tional costs associated with owner's oversight of asset re-
11 fered to as "Asset Management Fee" of up to \$7,500
12 per property.

13 In addition, for the cost of direct loans, grants, and
14 contracts, as authorized by sections 514 and 516 of the
15 Housing Act of 1949 (42 U.S.C. 1484, 1486),
16 \$14,281,000, to remain available until expended, for direct
17 farm labor housing loans and domestic farm labor housing
18 grants and contracts: *Provided*, That any balances avail-
19 able for the Farm Labor Program Account shall be trans-
20 fered to and merged with this account.

21 In addition, for administrative expenses necessary to
22 carry out the direct and guaranteed loan programs,
23 \$412,254,000 shall be transferred to and merged with the
24 appropriation for "Rural Development, Salaries and Ex-
25 penses".

1 RENTAL ASSISTANCE PROGRAM

2 For rental assistance agreements entered into or re-
3 newed pursuant to the authority under section 521(a)(2)
4 of the Housing Act of 1949 or agreements entered into
5 in lieu of debt forgiveness or payments for eligible house-
6 holds as authorized by section 502(c)(5)(D) of the Hous-
7 ing Act of 1949, \$1,331,400,000, of which \$40,000,000
8 shall be available until September 30, 2020; and in addi-
9 tion such sums as may be necessary, as authorized by sec-
10 tion 521(c) of the Act, to liquidate debt incurred prior to
11 fiscal year 1992 to carry out the rental assistance program
12 under section 521(a)(2) of the Act: *Provided*, That rental
13 assistance agreements entered into or renewed during the
14 current fiscal year shall be funded for a one-year period:
15 *Provided further*, That any unexpended balances remain-
16 ing at the end of such one-year agreements may be trans-
17 ferred and used for purposes of any debt reduction; main-
18 tenance, repair, or rehabilitation of any existing projects;
19 preservation; and rental assistance activities authorized
20 under title V of the Act: *Provided further*, That rental as-
21 sistance provided under agreements entered into prior to
22 fiscal year 2019 for a farm labor multi-family housing
23 project financed under section 514 or 516 of the Act may
24 not be recaptured for use in another project until such
25 assistance has remained unused for a period of 12 con-

1 secutive months, if such project has a waiting list of ten-
2 ants seeking such assistance or the project has rental as-
3 sistance eligible tenants who are not receiving such assist-
4 ance: *Provided further*, That such recaptured rental assist-
5 ance shall, to the extent practicable, be applied to another
6 farm labor multi-family housing project financed under
7 section 514 or 516 of the Act: *Provided further*, That ex-
8 cept as provided in the third proviso under this heading
9 and notwithstanding any other provision of the Act, the
10 Secretary may recapture rental assistance provided under
11 agreements entered into prior to fiscal year 2019 for a
12 project that the Secretary determines no longer needs
13 rental assistance and use such recaptured funds for cur-
14 rent needs.

15 MULTI-FAMILY HOUSING REVITALIZATION PROGRAM

16 ACCOUNT

17 For the rural housing voucher program as authorized
18 under section 542 of the Housing Act of 1949, but not-
19 withstanding subsection (b) of such section, and for addi-
20 tional costs to conduct a demonstration program for the
21 preservation and revitalization of multi-family rental hous-
22 ing properties described in this paragraph, \$50,000,000,
23 to remain available until expended: *Provided*, That of the
24 funds made available under this heading, \$26,000,000,
25 shall be available for rural housing vouchers to any low-

1 income household (including those not receiving rental as-
2 sistance) residing in a property financed with a section
3 515 loan which has been prepaid after September 30,
4 *Provided further*, That the amount of such voucher
5 shall be the difference between comparable market rent
6 for the section 515 unit and the tenant paid rent for such
7 unit: *Provided further*, That funds made available for such
8 vouchers shall be subject to the availability of annual ap-
9 propriations: *Provided further*, That the Secretary shall,
10 to the maximum extent practicable, administer such
11 vouchers with current regulations and administrative guid-
12 ance applicable to section 8 housing vouchers administered
13 by the Secretary of the Department of Housing and Urban
14 Development: *Provided further*, That if the Secretary de-
15 termines that the amount made available for vouchers in
16 this or any other Act is not needed for vouchers, the Sec-
17 retary may use such funds for the demonstration program
18 for the preservation and revitalization of multi-family
19 rental housing properties described in this paragraph: *Pro-*
20 *vided further*, That of the funds made available under this
21 heading, \$24,000,000 shall be available for a demonstra-
22 tion program for the preservation and revitalization of the
23 sections 514, 515, and 516 multi-family rental housing
24 properties to restructure existing USDA multi-family
25 housing loans, as the Secretary deems appropriate, ex-

1 pressly for the purposes of ensuring the project has suffi-
2 cient resources to preserve the project for the purpose of
3 providing safe and affordable housing for low-income resi-
4 dents and farm laborers including reducing or eliminating
5 interest; deferring loan payments, subordinating, reducing
6 or reamortizing loan debt; and other financial assistance
7 including advances, payments and incentives (including
8 the ability of owners to obtain reasonable returns on in-
9 vestment) required by the Secretary: *Provided further*,
10 That the Secretary shall as part of the preservation and
11 revitalization agreement obtain a restrictive use agreement
12 consistent with the terms of the restructuring: *Provided*
13 *further*, That if the Secretary determines that additional
14 funds for vouchers described in this paragraph are needed,
15 funds for the preservation and revitalization demonstra-
16 tion program may be used for such vouchers: *Provided fur-*
17 *ther*, That if Congress enacts legislation to permanently
18 authorize a multi-family rental housing loan restructuring
19 program similar to the demonstration program described
20 herein, the Secretary may use funds made available for
21 the demonstration program under this heading to carry
22 out such legislation with the prior approval of the Commit-
23 tees on Appropriations of both Houses of Congress: *Pro-*
24 *vided further*, That in addition to any other available
25 funds, the Secretary may expend not more than

1 \$1,000,000 total, from the program funds made available
2 under this heading, for administrative expenses for activi-
3 ties funded under this heading.

4 MUTUAL AND SELF-HELP HOUSING GRANTS

5 For grants and contracts pursuant to section
6 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
7 1490c), \$30,000,000, to remain available until expended.

8 RURAL HOUSING ASSISTANCE GRANTS

9 For grants for very low-income housing repair and
10 rural housing preservation made by the Rural Housing
11 Service, as authorized by 42 U.S.C. 1474, and 1490m,
12 \$40,000,000, to remain available until expended.

13 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

14 (INCLUDING TRANSFERS OF FUNDS)

15 For gross obligations for the principal amount of di-
16 rect and guaranteed loans as authorized by section 306
17 and described in section 381E(d)(1) of the Consolidated
18 Farm and Rural Development Act, \$3,000,000,000 for di-
19 rect loans and \$148,287,000 for guaranteed loans.

20 For the cost of guaranteed loans, including the cost
21 of modifying loans, as defined in section 502 of the Con-
22 gressional Budget Act of 1974, \$4,285,000, to remain
23 available until expended.

24 For the cost of grants for rural community facilities
25 programs as authorized by section 306 and described in

1 section 381E(d)(1) of the Consolidated Farm and Rural
2 Development Act, \$47,778,000, to remain available until
3 expended: *Provided*, That \$6,000,000 of the amount ap-
4 propriated under this heading shall be available for a
5 Rural Community Development Initiative: *Provided fur-*
6 *ther*, That such funds shall be used solely to develop the
7 capacity and ability of private, nonprofit community-based
8 housing and community development organizations, low-
9 income rural communities, and Federally Recognized Na-
10 tive American Tribes to undertake projects to improve
11 housing, community facilities, community and economic
12 development projects in rural areas: *Provided further*,
13 That such funds shall be made available to qualified pri-
14 vate, nonprofit and public intermediary organizations pro-
15 posing to carry out a program of financial and technical
16 assistance: *Provided further*, That such intermediary orga-
17 nizations shall provide matching funds from other sources,
18 including Federal funds for related activities, in an
19 amount not less than funds provided: *Provided further*,
20 That \$5,778,000 of the amount appropriated under this
21 heading shall be to provide grants for facilities in rural
22 communities with extreme unemployment and severe eco-
23 nomic depression (Public Law 106-387), with up to 5 per-
24 cent for administration and capacity building in the State
25 rural development offices: *Provided further*, That

1 \$4,000,000 of the amount appropriated under this head-
2 ing shall be available for community facilities grants to
3 tribal colleges, as authorized by section 306(a)(19) of such
4 Act: *Provided further*, That sections 381E–H and 381N
5 of the Consolidated Farm and Rural Development Act are
6 not applicable to the funds made available under this
7 heading.

8 RURAL BUSINESS—COOPERATIVE SERVICE

9 RURAL BUSINESS PROGRAM ACCOUNT

10 (INCLUDING TRANSFERS OF FUNDS)

11 For the cost of loan guarantees and grants, for the
12 rural business development programs authorized by sec-
13 tion 310B and described in subsections (a), (c), (f) and
14 (g) of section 310B of the Consolidated Farm and Rural
15 Development Act, \$69,619,000, to remain available until
16 expended: *Provided*, That of the amount appropriated
17 under this heading, not to exceed \$500,000 shall be made
18 available for one grant to a qualified national organization
19 to provide technical assistance for rural transportation in
20 order to promote economic development and \$8,000,000
21 shall be for grants to the Delta Regional Authority (7
22 U.S.C. 2009aa et seq.), the Northern Border Regional
23 Commission (40 U.S.C. 15101 et seq.), and the Appa-
24 lachian Regional Commission (40 U.S.C. 14101 et seq.)
25 for any Rural Community Advancement Program purpose

1 as described in section 381E(d) of the Consolidated Farm
2 and Rural Development Act, of which not more than 5
3 percent may be used for administrative expenses: *Provided*
4 *further*, That \$4,000,000 of the amount appropriated
5 under this heading shall be for business grants to benefit
6 Federally Recognized Native American Tribes, including
7 \$250,000 for a grant to a qualified national organization
8 to provide technical assistance for rural transportation in
9 order to promote economic development: *Provided further*,
10 That sections 381E–H and 381N of the Consolidated
11 Farm and Rural Development Act are not applicable to
12 funds made available under this heading.

13 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT
14 (INCLUDING TRANSFER OF FUNDS)

15 For the principal amount of direct loans, as author-
16 ized by the Intermediary Relending Program Fund Ac-
17 count (7 U.S.C. 1936b), \$18,889,000.

18 For the cost of direct loans, \$4,157,000, as author-
19 ized by the Intermediary Relending Program Fund Ac-
20 count (7 U.S.C. 1936b), of which \$557,000 shall be avail-
21 able through June 30, 2019, for Federally Recognized Na-
22 tive American Tribes; and of which \$1,072,000 shall be
23 available through June 30, 2019, for Mississippi Delta Re-
24 gion counties (as determined in accordance with Public
25 Law 100–460): *Provided*, That such costs, including the

1 cost of modifying such loans, shall be as defined in section
2 502 of the Congressional Budget Act of 1974.

3 In addition, for administrative expenses to carry out
4 the direct loan programs, \$4,468,000 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 For the principal amount of direct loans, as author-
10 ized under section 313 of the Rural Electrification Act,
11 for the purpose of promoting rural economic development
12 and job creation projects, \$45,000,000.

13 The cost of grants authorized under section 313 of
14 the Rural Electrification Act, for the purpose of promoting
15 rural economic development and job creation projects shall
16 not exceed \$10,000,000.

17 RURAL COOPERATIVE DEVELOPMENT GRANTS

18 For rural cooperative development grants authorized
19 under section 310B(e) of the Consolidated Farm and
20 Rural Development Act (7 U.S.C. 1932), \$30,050,000, of
21 which \$3,750,000 shall be for cooperative agreements for
22 the appropriate technology transfer for rural areas pro-
23 gram: *Provided*, That not to exceed \$3,000,000 shall be
24 for grants for cooperative development centers, individual
25 cooperatives, or groups of cooperatives that serve socially

1 disadvantaged groups and a majority of the boards of di-
2 rectors or governing boards of which are comprised of in-
3 dividuals who are members of socially disadvantaged
4 groups; and of which \$17,500,000, to remain available
5 until expended, shall be for value-added agricultural prod-
6 uct market development grants, as authorized by section
7 231 of the Agricultural Risk Protection Act of 2000 (7
8 U.S.C. 1632a), of which \$2,500,000 shall be for Agri-
9 culture Innovation Centers authorized pursuant to section
10 6402 of Public Law 107-171.

RURAL ENERGY FOR AMERICA PROGRAM

12 For the cost of a program of loan guarantees, under
13 the same terms and conditions as authorized by section
14 9007 of the Farm Security and Rural Investment Act of
15 2002 (7 U.S.C. 8107), \$338,000: *Provided*, That the cost
16 of loan guarantees, including the cost of modifying such
17 loans, shall be as defined in section 502 of the Congress-
18 sional Budget Act of 1974.

RURAL UTILITIES SERVICE

20 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

22 For the cost of direct loans, loan guarantees, and
23 grants for the rural water, waste water, waste disposal,
24 and solid waste management programs authorized by sec-
25 tions 306, 306A, 306C, 306D, 306E, and 310B and de-

1 scribed in sections 306C(a)(2), 306D, 306E, and
2 381E(d)(2) of the Consolidated Farm and Rural Develop-
3 ment Act, \$558,183,000, to remain available until ex-
4 pended, of which not to exceed \$1,000,000 shall be avail-
5 able for the rural utilities program described in section
6 306(a)(2)(B) of such Act, and of which not to exceed
7 \$993,000 shall be available for the rural utilities program
8 described in section 306E of such Act: *Provided*, That not
9 to exceed \$15,000,000 of the amount appropriated under
10 this heading shall be for grants authorized by section
11 306A(i)(2) of the Consolidated Farm and Rural Develop-
12 ment Act in addition to funding authorized by section
13 306A(i)(1) of such Act and such grants may not exceed
14 \$1,000,000 notwithstanding section 306A(f)(1) of such
15 Act: *Provided further*, That \$68,000,000 of the amount
16 appropriated under this heading shall be for loans and
17 grants including water and waste disposal systems grants
18 authorized by section 306C(a)(2)(B) and section 306D of
19 the Consolidated Farm and Rural Development Act, and
20 Federally Recognized Native American Tribes authorized
21 by 306C(a)(1) of such Act: *Provided further*, That funding
22 provided for section 306D of the Consolidated Farm and
23 Rural Development Act may be provided to a consortium
24 formed pursuant to section 325 of Public Law 105–83:
25 *Provided further*, That not more than 2 percent of the

1 funding provided for section 306D of the Consolidated
2 Farm and Rural Development Act may be used by the
3 State of Alaska for training and technical assistance pro-
4 grams and not more than 2 percent of the funding pro-
5 vided for section 306D of the Consolidated Farm and
6 Rural Development Act may be used by a consortium
7 formed pursuant to section 325 of Public Law 105-83 for
8 training and technical assistance programs: *Provided fur-*
9 *ther*, That not to exceed \$40,000,000 of the amount ap-
10 propriated under this heading shall be for technical assist-
11 ance grants for rural water and waste systems pursuant
12 to section 306(a)(14) of such Act, unless the Secretary
13 makes a determination of extreme need, of which
14 \$8,000,000 shall be made available for a grant to a qual-
15 fied nonprofit multi-State regional technical assistance or-
16 ganization, with experience in working with small commu-
17 nities on water and waste water problems, the principal
18 purpose of such grant shall be to assist rural communities
19 with populations of 3,300 or less, in improving the plan-
20 ning, financing, development, operation, and management
21 of water and waste water systems, and of which not less
22 than \$800,000 shall be for a qualified national Native
23 American organization to provide technical assistance for
24 rural water systems for tribal communities: *Provided fur-*
25 *ther*, That not to exceed \$19,000,000 of the amount ap-

1 appropriated under this heading shall be for contracting with
2 qualified national organizations for a circuit rider program
3 to provide technical assistance for rural water systems:
4 *Provided further*, That not to exceed \$4,000,000 shall be
5 for solid waste management grants: *Provided further*, That
6 \$10,000,000 of the amount appropriated under this head-
7 ing shall be transferred to, and merged with, the Rural
8 Utilities Service, High Energy Cost Grants Account to
9 provide grants authorized under section 19 of the Rural
10 Electrification Act of 1936 (7 U.S.C. 918a): *Provided fur-*
11 *ther*, That any prior year balances for high-energy cost
12 grants authorized by section 19 of the Rural Electrifica-
13 tion Act of 1936 (7 U.S.C. 918a) shall be transferred to
14 and merged with the Rural Utilities Service, High Energy
15 Cost Grants Account: *Provided further*, That sections
16 381E–H and 381N of the Consolidated Farm and Rural
17 Development Act are not applicable to the funds made
18 available under this heading.

19 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

20 LOANS PROGRAM ACCOUNT

21 (INCLUDING TRANSFER OF FUNDS)

22 The principal amount of direct and guaranteed loans
23 as authorized by sections 305, 306, and 317 of the Rural
24 Electrification Act of 1936 (7 U.S.C. 935, 936, and 940g)
25 shall be made as follows: loans made pursuant to sections

1 305, 306, and 317, notwithstanding 317(c), of that Act,
2 rural electric, \$5,500,000,000; guaranteed underwriting
3 loans pursuant to section 313A, \$750,000,000; 5 percent
4 rural telecommunications loans, cost of money rural tele-
5 communications loans, and for loans made pursuant to
6 section 306 of that Act, rural telecommunications loans,
7 \$690,000,000: *Provided*, That up to \$2,000,000,000 shall
8 be used for the construction, acquisition, design and engi-
9 neering or improvement of fossil-fueled electric generating
10 plants (whether new or existing) that utilize carbon sub-
11 surface utilization and storage systems.

12 For the cost of direct loans as authorized by section
13 305 of the Rural Electrification Act of 1936 (7 U.S.C.
14 935), including the cost of modifying loans, as defined in
15 section 502 of the Congressional Budget Act of 1974, cost
16 of money rural telecommunications loans, \$1,725,000.

17 In addition, for administrative expenses necessary to
18 carry out the direct and guaranteed loan programs,
19 \$33,270,000, which shall be transferred to and merged
20 with the appropriation for “Rural Development, Salaries
21 and Expenses”.

22 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
23 PROGRAM

24 For the principal amount of broadband telecommuni-
25 cation loans, \$29,851,000.

1 For grants for telemedicine and distance learning
2 services in rural areas, as authorized by 7 U.S.C. 950aaa
3 et seq., \$33,000,000, to remain available until expended:
4 *Provided*, That \$3,000,000 shall be made available for
5 grants authorized by 379G of the Consolidated Farm and
6 Rural Development Act: *Provided further*, That funding
7 provided under this heading for grants under 379G of the
8 Consolidated Farm and Rural Development Act may only
9 be provided to entities that meet all of the eligibility cri-
10 teria for a consortium as established by this section.

11 For the cost of broadband loans, as authorized by
12 section 601 of the Rural Electrification Act, \$5,830,000,
13 to remain available until expended: *Provided*, That the
14 cost of direct loans shall be as defined in section 502 of
15 the Congressional Budget Act of 1974.

16 In addition, \$30,000,000, to remain available until
17 expended, for a grant program to finance broadband
18 transmission in rural areas eligible for Distance Learning
19 and Telemedicine Program benefits authorized by 7
20 U.S.C. 950aaa.

21 RURAL HEALTH AND SAFETY EDUCATION PROGRAMS

22 Any funds provided by this Act for rural health and
23 safety education programs authorized under section 502(i)
24 of the Rural Development Act of 1972 (7 U.S.C. 2662(i))
25 may be used under those programs to address the opioid

1 abuse epidemic and to combat opioid abuse in rural com-
2 munities.

3 **TITLE IV**

4 **DOMESTIC FOOD PROGRAMS**

5 **OFFICE OF THE UNDER SECRETARY FOR FOOD,**

6 **NUTRITION, AND CONSUMER SERVICES**

7 For necessary expenses of the Office of the Under
8 Secretary for Food, Nutrition, and Consumer Services,
9 \$800,000: *Provided*, That funds made available by this
10 Act to an agency in the Food, Nutrition and Consumer
11 Services mission area for salaries and expenses are avail-
12 able to fund up to one administrative support staff for
13 the Office.

14 **FOOD AND NUTRITION SERVICE**

15 **CHILD NUTRITION PROGRAMS**

16 **(INCLUDING TRANSFERS OF FUNDS)**

17 For necessary expenses to carry out the Richard B.
18 Russell National School Lunch Act (42 U.S.C. 1751 et
19 seq.), except section 21, and the Child Nutrition Act of
20 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
21 21; \$23,184,012,000 to remain available through Sep-
22 tember 30, 2020, of which such sums as are made avail-
23 able under section 14222(b)(1) of the Food, Conservation,
24 and Energy Act of 2008 (Public Law 110-246), as
25 amended by this Act, shall be merged with and available

1 for the same time period and purposes as provided herein:

2 *Provided*, That of the total amount available, \$17,004,000

3 shall be available to carry out section 19 of the Child Nu-

4 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*

5 *further*, That of the total amount available, \$30,000,000

6 shall be available to provide competitive grants to State

7 agencies for subgrants to local educational agencies and

8 schools to purchase the equipment, with a value of greater

9 than \$1,000, needed to serve healthier meals, improve food

10 safety, and to help support the establishment, mainte-

11 nance, or expansion of the school breakfast program: *Pro-*

12 *vided further*, That of the total amount available,

13 \$28,000,000 shall remain available until expended to carry

14 out section 749(g) of the Agriculture Appropriations Act

15 of 2010 (Public Law 111–80): *Provided further*, That sec-

16 tion 26(d) of the Richard B. Russell National School

17 Lunch Act (42 U.S.C. 1769g(d)) is amended in the first

18 sentence by striking “2010 through 2018” and inserting

19 “2010 through 2019”: *Provided further*, That section

20 9(h)(3) of the Richard B. Russell National School Lunch

21 Act (42 U.S.C. 1758(h)(3)) is amended in the first sen-

22 tence by striking “for fiscal year 2018” and inserting “for

23 fiscal year 2019”: *Provided further*, That section 9(h)(4)

24 of the Richard B. Russell National School Lunch Act (42

25 U.S.C. 1758(h)(4)) is amended in the first sentence by

1 striking “for fiscal year 2018” and inserting “for fiscal
2 year 2019”.

3 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
4 WOMEN, INFANTS, AND CHILDREN (WIC)

5 For necessary expenses to carry out the special sup-
6 plemental nutrition program as authorized by section 17
7 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
8 \$6,150,000,000, to remain available through September
9 30, 2020, of which \$25,000,000 shall be placed in reserve,
10 to remain available until expended, to be allocated as the
11 Secretary deemed necessary, notwithstanding section 17(i)
12 of such Act, to support participation should cost or partici-
13 pation exceed budget estimates: *Provided*, That notwith-
14 standing section 17(h)(10) of the Child Nutrition Act of
15 1966 (42 U.S.C. 1786(h)(10)), not less than \$67,500,000
16 shall be used for breastfeeding peer counselors and other
17 related activities, and \$19,000,000 shall be used for infra-
18 structure, of which \$5,000,000 shall be for competitive
19 grants to promote breastfeeding and improved nutritional
20 health through technologies and services, including tele-
21 medicine: *Provided further*, That none of the funds pro-
22 vided in this account shall be available for the purchase
23 of infant formula except in accordance with the cost con-
24 tainment and competitive bidding requirements specified
25 in section 17 of such Act: *Provided further*, That none of

1 the funds provided shall be available for activities that are
2 not fully reimbursed by other Federal Government depart-
3 ments or agencies unless authorized by section 17 of such
4 Act: *Provided further*, That upon termination of a feder-
5 ally mandated vendor moratorium and subject to terms
6 and conditions established by the Secretary, the Secretary
7 may waive the requirement at 7 CFR 246.12(g)(6) at the
8 request of a State agency.

9 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

10 For necessary expenses to carry out the Food and
11 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
12 \$73,219,274,000, of which \$3,000,000,000, to remain
13 available through December 31, 2020, shall be placed in
14 reserve for use only in such amounts and at such times
15 as may become necessary to carry out program operations:
16 *Provided*, That funds provided herein shall be expended
17 in accordance with section 16 of the Food and Nutrition
18 Act of 2008: *Provided further*, That of the funds made
19 available under this heading, \$998,000 may be used to
20 provide nutrition education services to State agencies and
21 Federally Recognized Tribes participating in the Food
22 Distribution Program on Indian Reservations: *Provided*
23 *further*, That this appropriation shall be subject to any
24 work registration or workfare requirements as may be re-
25 quired by law: *Provided further*, That funds made available

1 for Employment and Training under this heading shall re-
2 main available through September 30, 2020: *Provided fur-*
3 *ther*, That funds made available under this heading for
4 section 28(d)(1), section 4(b), and section 27(a) of the
5 Food and Nutrition Act of 2008 shall remain available
6 through September 30, 2020: *Provided further*, That none
7 of the funds made available under this heading may be
8 obligated or expended in contravention of section 213A of
9 the Immigration and Nationality Act (8 U.S.C. 1183A):
10 *Provided further*, That funds made available under this
11 heading may be used to enter into contracts and employ
12 staff to conduct studies, evaluations, or to conduct activi-
13 ties related to program integrity provided that such activi-
14 ties are authorized by the Food and Nutrition Act of 2008.

15 COMMODITY ASSISTANCE PROGRAM

16 For necessary expenses to carry out disaster assist-
17 ance and the Commodity Supplemental Food Program as
18 authorized by section 4(a) of the Agriculture and Con-
19 sumer Protection Act of 1973 (7 U.S.C. 612c note); the
20 Emergency Food Assistance Act of 1983; special assist-
21 ance for the nuclear affected islands, as authorized by sec-
22 tion 103(f)(2) of the Compact of Free Association Amend-
23 ments Act of 2003 (Public Law 108–188); and the Farm-
24 ers' Market Nutrition Program, as authorized by section
25 17(m) of the Child Nutrition Act of 1966, \$322,139,000,

1 to remain available through September 30, 2020: *Pro-*
2 *vided*, That none of these funds shall be available to reim-
3 burse the Commodity Credit Corporation for commodities
4 donated to the program: *Provided further*, That notwith-
5 standing any other provision of law, effective with funds
6 made available in fiscal year 2019 to support the Seniors
7 Farmers' Market Nutrition Program, as authorized by
8 section 4402 of the Farm Security and Rural Investment
9 Act of 2002, such funds shall remain available through
10 September 30, 2020: *Provided further*, That of the funds
11 made available under section 27(a) of the Food and Nutri-
12 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
13 use up to 15 percent for costs associated with the distribu-
14 tion of commodities.

15 NUTRITION PROGRAMS ADMINISTRATION

16 For necessary administrative expenses of the Food
17 and Nutrition Service for carrying out any domestic nutri-
18 tion assistance program, \$164,688,000: *Provided*, That of
19 the funds provided herein, \$2,000,000 shall be used for
20 the purposes of section 4404 of Public Law 107–171, as
21 amended by section 4401 of Public Law 110–246.

4 OFFICE OF THE UNDER SECRETARY FOR TRADE AND
5 FOREIGN AGRICULTURAL AFFAIRS

6 For necessary expenses of the Office of the Under
7 Secretary for Trade and Foreign Agricultural Affairs,
8 \$875,000: *Provided*, That funds made available by this
9 Act to any agency in the Trade and Foreign Agricultural
10 Affairs mission area for salaries and expenses are avail-
11 able to fund up to one administrative support staff for
12 the Office.

13 OFFICE OF CODEX ALIMENTARIUS

14 For necessary expenses of the Office of Codex
15 Alimentarius, \$3,976,000, including not to exceed
16 \$40,000 for official reception and representation expenses.

17 FOREIGN AGRICULTURAL SERVICE

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the Foreign Agricultural
21 Service, including not to exceed \$250,000 for representa-
22 tion allowances and for expenses pursuant to section 8 of
23 the Act approved August 3, 1956 (7 U.S.C. 1766),
24 \$212,230,000, of which no more than 6 percent shall re-
25 main available until September 30, 2020, for overseas op-

1 erations to include the payment of locally employed staff:
2 *Provided*, That the Service may utilize advances of funds,
3 or reimburse this appropriation for expenditures made on
4 behalf of Federal agencies, public and private organiza-
5 tions and institutions under agreements executed pursu-
6 ant to the agricultural food production assistance pro-
7 grams (7 U.S.C. 1737) and the foreign assistance pro-
8 grams of the United States Agency for International De-
9 velopment: *Provided further*, That funds made available
10 for middle-income country training programs, funds made
11 available for the Borlaug International Agricultural
12 Science and Technology Fellowship program, and up to
13 \$2,000,000 of the Foreign Agricultural Service appropria-
14 tion solely for the purpose of offsetting fluctuations in
15 international currency exchange rates, subject to docu-
16 mentation by the Foreign Agricultural Service, shall re-
17 main available until expended.

18 FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD
19 FOR PROGRESS PROGRAM ACCOUNT
20 (INCLUDING TRANSFER OF FUNDS)

21 For administrative expenses to carry out the credit
22 program of title I, Food for Peace Act (Public Law 83–
23 480) and the Food for Progress Act of 1985, \$142,000,
24 shall be transferred to and merged with the appropriation
25 for “Farm Service Agency, Salaries and Expenses”.

1 FOOD FOR PEACE TITLE II GRANTS

2 For expenses during the current fiscal year, not oth-
3 erwise recoverable, and unrecovered prior years' costs, in-
4 cluding interest thereon, under the Food for Peace Act
5 (Public Law 83-480), for commodities supplied in connec-
6 tion with dispositions abroad under title II of said Act,
7 \$1,716,000,000, to remain available until expended.

8 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION

9 AND CHILD NUTRITION PROGRAM GRANTS

10 For necessary expenses to carry out the provisions
11 of section 3107 of the Farm Security and Rural Invest-
12 ment Act of 2002 (7 U.S.C. 1736o-1), \$210,255,000, to
13 remain available until expended: *Provided*, That the Com-
14 modity Credit Corporation is authorized to provide the
15 services, facilities, and authorities for the purpose of im-
16 plementing such section, subject to reimbursement from
17 amounts provided herein: *Provided further*, That of the
18 amount made available under this heading, \$15,000,000,
19 shall remain available until expended for necessary ex-
20 penses to carry out the provisions of section 3207 of the
21 Agricultural Act of 2014 (7 U.S.C. 1726c).

1 COMMODITY CREDIT CORPORATION EXPORT (LOANS)

2 CREDIT GUARANTEE PROGRAM ACCOUNT

3 (INCLUDING TRANSFERS OF FUNDS)

4 For administrative expenses to carry out the Com-
5modity Credit Corporation's Export Guarantee Program,
6 GSM 102 and GSM 103, \$8,845,000; to cover common
7 overhead expenses as permitted by section 11 of the Com-
8modity Credit Corporation Charter Act and in conformity
9 with the Federal Credit Reform Act of 1990, of which
10 \$6,382,000 shall be transferred to and merged with the
11 appropriation for "Foreign Agricultural Service, Salaries
12 and Expenses", and of which \$2,463,000 shall be trans-
13 ferred to and merged with the appropriation for "Farm
14 Service Agency, Salaries and Expenses".

15 TITLE VI

16 RELATED AGENCY AND FOOD AND DRUG

17 ADMINISTRATION

18 DEPARTMENT OF HEALTH AND HUMAN SERVICES

19 FOOD AND DRUG ADMINISTRATION

20 SALARIES AND EXPENSES

21 For necessary expenses of the Food and Drug Ad-
22 ministration, including hire and purchase of passenger
23 motor vehicles; for payment of space rental and related
24 costs pursuant to Public Law 92-313 for programs and
25 activities of the Food and Drug Administration which are

1 included in this Act; for rental of special purpose space
2 in the District of Columbia or elsewhere; in addition to
3 amounts appropriated to the FDA Innovation Account, for
4 carrying out the activities described in section 1002(b)(4)
5 of the 21st Century Cures Act (Public Law 114–255); for
6 miscellaneous and emergency expenses of enforcement ac-
7 tivities, authorized and approved by the Secretary and to
8 be accounted for solely on the Secretary's certificate, not
9 to exceed \$25,000; and notwithstanding section 521 of
10 Public Law 107–188; \$5,419,299,000: *Provided*, That of
11 the amount provided under this heading, \$960,568,000
12 shall be derived from prescription drug user fees author-
13 ized by 21 U.S.C. 379h, and shall be credited to this ac-
14 count and remain available until expended; \$196,668,000
15 shall be derived from medical device user fees authorized
16 by 21 U.S.C. 379j, and shall be credited to this account
17 and remain available until expended; \$501,396,000 shall
18 be derived from human generic drug user fees authorized
19 by 21 U.S.C. 379j–42, and shall be credited to this ac-
20 count and remain available until expended; \$40,922,000
21 shall be derived from biosimilar biological product user
22 fees authorized by 21 U.S.C. 379j–52, and shall be cred-
23 ited to this account and remain available until expended;
24 \$30,331,000 shall be derived from animal drug user fees
25 authorized by 21 U.S.C. 379j–12, and shall be credited

1 to this account and remain available until expended;
2 \$18,336,000 shall be derived from generic new animal
3 drug user fees authorized by 21 U.S.C. 379j–21, and shall
4 be credited to this account and remain available until ex-
5 pended; \$712,000,000 shall be derived from tobacco prod-
6 uct user fees authorized by 21 U.S.C. 387s, and shall be
7 credited to this account and remain available until ex-
8 pended: *Provided further*, That in addition to and notwith-
9 standing any other provision under this heading, amounts
10 collected for prescription drug user fees, medical device
11 user fees, human generic drug user fees, biosimilar biologi-
12 cal product user fees, animal drug user fees, and generic
13 new animal drug user fees that exceed the respective fiscal
14 year 2019 limitations are appropriated and shall be cred-
15 ited to this account and remain available until expended:
16 *Provided further*, That fees derived from prescription drug,
17 medical device, human generic drug, biosimilar biological
18 product, animal drug, and generic new animal drug as-
19 sessments for fiscal year 2019, including any such fees
20 collected prior to fiscal year 2019 but credited for fiscal
21 year 2019, shall be subject to the fiscal year 2019 limita-
22 tions: *Provided further*, That the Secretary may accept
23 payment during fiscal year 2019 of user fees specified
24 under this heading and authorized for fiscal year 2020,
25 prior to the due date for such fees, and that amounts of

1 such fees assessed for fiscal year 2020 for which the Sec-
2 retary accepts payment in fiscal year 2019 shall not be
3 included in amounts under this heading: *Provided further*,
4 That none of these funds shall be used to develop, estab-
5 lish, or operate any program of user fees authorized by
6 31 U.S.C. 9701: *Provided further*, That of the total
7 amount appropriated: (1) \$1,052,315,000 shall be for the
8 Center for Food Safety and Applied Nutrition and related
9 field activities in the Office of Regulatory Affairs, of which
10 no less than \$15,000,000 shall be used for inspections of
11 foreign seafood manufacturers and field examinations of
12 imported seafood; (2) \$1,720,807,000 shall be for the
13 Center for Drug Evaluation and Research and related
14 field activities in the Office of Regulatory Affairs; (3)
15 \$369,857,000 shall be for the Center for Biologics Evalua-
16 tion and Research and for related field activities in the
17 Office of Regulatory Affairs; (4) \$216,914,000 shall be
18 for the Center for Veterinary Medicine and for related
19 field activities in the Office of Regulatory Affairs; (5)
20 \$495,988,000 shall be for the Center for Devices and Ra-
21 diological Health and for related field activities in the Of-
22 fice of Regulatory Affairs; (6) \$65,531,000 shall be for
23 the National Center for Toxicological Research; (7)
24 \$662,043,000 shall be for the Center for Tobacco Prod-
25 ucts and for related field activities in the Office of Regu-

1 latory Affairs; (8) not to exceed \$174,751,000 shall be for
2 Rent and Related activities, of which \$50,987,000 is for
3 White Oak Consolidation, other than the amounts paid to
4 the General Services Administration for rent; (9) not to
5 exceed \$240,887,000 shall be for payments to the General
6 Services Administration for rent; and (10) \$420,206,000
7 shall be for other activities, including the Office of the
8 Commissioner of Food and Drugs, the Office of Foods and
9 Veterinary Medicine, the Office of Medical and Tobacco
10 Products, the Office of Global and Regulatory Policy, the
11 Office of Operations, the Office of the Chief Scientist, and
12 central services for these offices: *Provided further*, That
13 not to exceed \$25,000 of this amount shall be for official
14 reception and representation expenses, not otherwise pro-
15 vided for, as determined by the Commissioner: *Provided*
16 *further*, That any transfer of funds pursuant to section
17 770(n) of the Federal Food, Drug, and Cosmetic Act (21
18 U.S.C. 379dd(n)) shall only be from amounts made avail-
19 able under this heading for other activities: *Provided fur-*
20 *ther*, That of the amounts that are made available under
21 this heading for “other activities”, and that are not de-
22 rived from user fees, \$1,500,000 shall be transferred to
23 and merged with the appropriation for “Department of
24 Health and Human Services—Office of Inspector Gen-
25 eral” for oversight of the programs and operations of the

1 Food and Drug Administration and shall be in addition
2 to funds otherwise made available for oversight of the
3 Food and Drug Administration: *Provided further*, That
4 funds may be transferred from one specified activity to
5 another with the prior approval of the Committees on Ap-
6 propriations of both Houses of Congress.

7 In addition, mammography user fees authorized by
8 42 U.S.C. 263b, export certification user fees authorized
9 by 21 U.S.C. 381, priority review user fees authorized by
10 21 U.S.C. 360n and 360ff, food and feed recall fees, food
11 reinspection fees, and voluntary qualified importer pro-
12 gram fees authorized by 21 U.S.C. 379j–31, outsourcing
13 facility fees authorized by 21 U.S.C. 379j–62, prescription
14 drug wholesale distributor licensing and inspection fees
15 authorized by 21 U.S.C. 353(e)(3), third-party logistics
16 provider licensing and inspection fees authorized by 21
17 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized
18 by 21 U.S.C. 384d(c)(8), and medical countermeasure pri-
19 ority review voucher user fees authorized by 21 U.S.C.
20 360bbb–4a, shall be credited to this account, to remain
21 available until expended.

22 BUILDINGS AND FACILITIES

23 For plans, construction, repair, improvement, exten-
24 sion, alteration, demolition, and purchase of fixed equip-
25 ment or facilities of or used by the Food and Drug Admin-

1 istration, where not otherwise provided, \$11,788,000, to
2 remain available until expended.

3 FDA INNOVATION ACCOUNT, CURES ACT

4 For necessary expenses to carry out the purposes de-
5 scribed under section 1002(b)(4) of the 21st Century
6 Cures Act, in addition to amounts available for such pur-
7 poses under the heading “Salaries and Expenses”,
8 \$70,000,000, to remain available until expended: *Pro-*
9 *vided*, That amounts appropriated in this paragraph are
10 appropriated pursuant to section 1002(b)(3) of the 21st
11 Century Cures Act, are to be derived from amounts trans-
12 ferred under section 1002(b)(2)(A) of such Act, and may
13 be transferred by the Commissioner of Food and Drugs
14 to the appropriation for “Department of Health and
15 Human Services—Food and Drug Administration—Sala-
16 ries and Expenses” solely for the purposes provided in
17 such Act: *Provided further*, That upon a determination by
18 the Commissioner that funds transferred pursuant to the
19 previous proviso are not necessary for the purposes pro-
20 vided, such amounts may be transferred back to the ac-
21 count: *Provided further*, That such transfer authority is
22 in addition to any other transfer authority provided by
23 law.

1 INDEPENDENT AGENCY

2 FARM CREDIT ADMINISTRATION

3 LIMITATION ON ADMINISTRATIVE EXPENSES

4 Not to exceed \$74,600,000 (from assessments col-
5 lected from farm credit institutions, including the Federal
6 Agricultural Mortgage Corporation) shall be obligated
7 during the current fiscal year for administrative expenses
8 as authorized under 12 U.S.C. 2249: *Provided*, That this
9 limitation shall not apply to expenses associated with re-
10 ceiverships: *Provided further*, That the agency may exceed
11 this limitation by up to 10 percent with notification to the
12 Committees on Appropriations of both Houses of Con-
13 gress.

14 TITLE VII

15 GENERAL PROVISIONS

16 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

17 SEC. 701. Within the unit limit of cost fixed by law,
18 appropriations and authorizations made for the Depart-
19 ment of Agriculture for the current fiscal year under this
20 Act shall be available for the purchase, in addition to those
21 specifically provided for, of not to exceed 71 passenger
22 motor vehicles of which 68 shall be for replacement only,
23 and for the hire of such vehicles: *Provided*, That notwith-
24 standing this section, the only purchase of new passenger
25 vehicles shall be for those determined by the Secretary to

1 be necessary for transportation safety, to reduce oper-
2 ational costs, and for the protection of life, property, and
3 public safety.

4 SEC. 702. Notwithstanding any other provision of
5 this Act, the Secretary of Agriculture may transfer unobli-
6 gated balances of discretionary funds appropriated by this
7 Act or any other available unobligated discretionary bal-
8 ances that are remaining available of the Department of
9 Agriculture to the Working Capital Fund for the acquisi-
10 tion of plant and capital equipment necessary for the deliv-
11 ery of financial, administrative, and information tech-
12 nology services of primary benefit to the agencies of the
13 Department of Agriculture, such transferred funds to re-
14 main available until expended: *Provided*, That none of the
15 funds made available by this Act or any other Act shall
16 be transferred to the Working Capital Fund without the
17 prior approval of the agency administrator: *Provided fur-*
18 *ther*, That none of the funds transferred to the Working
19 Capital Fund pursuant to this section shall be available
20 for obligation without written notification to and the prior
21 approval of the Committees on Appropriations of both
22 Houses of Congress: *Provided further*, That none of the
23 funds appropriated by this Act or made available to the
24 Department's Working Capital Fund shall be available for
25 obligation or expenditure to make any changes to the De-

1 partment's National Finance Center without written noti-
2 fication to and prior approval of the Committees on Ap-
3 propriations of both Houses of Congress as required by
4 section 717 of this Act: *Provided further*, That none of
5 the funds appropriated by this Act or made available to
6 the Department's Working Capital Fund shall be available
7 for obligation or expenditure to initiate, plan, develop, im-
8 plement, or make any changes to remove or relocate any
9 systems, missions, or functions of the offices of the Chief
10 Financial Officer or any personnel from the National Fi-
11 nance Center prior to written notification to and prior ap-
12 proval of the Committee on Appropriations of both Houses
13 of Congress and in accordance with the requirements of
14 section 717 of this Act: *Provided further*, That the Sec-
15 retary of Agriculture and the offices of the Chief Financial
16 Officer shall actively market to existing and new Depart-
17 ments and other government agencies National Finance
18 Center shared services including, but not limited to, pay-
19 roll, financial management, and human capital shared
20 services and allow the National Finance Center to perform
21 technology upgrades: *Provided further*, That of annual in-
22 come amounts in the Working Capital Fund of the De-
23 partment of Agriculture attributable to the amounts in ex-
24 cess of the true costs of the shared services provided by
25 the National Finance Center and budgeted for the Na-

1 tional Finance Center, the Secretary shall reserve not
2 more than 4 percent for the replacement or acquisition
3 of capital equipment, including equipment for the improve-
4 ment, delivery, and implementation of financial, adminis-
5 trative, and information technology services, and other
6 systems of the National Finance Center or to pay any un-
7 foreseen, extraordinary cost of the National Finance Cen-
8 ter: *Provided further*, That none of the amounts reserved
9 shall be available for obligation unless the Secretary sub-
10 mits written notification of the obligation to the Commit-
11 tees on Appropriations of both Houses of Congress: *Pro-*
12 *vided further*, That the limitations on the obligation of
13 funds pending notification to Congressional Committees
14 shall not apply to any obligation that, as determined by
15 the Secretary, is necessary to respond to a declared state
16 of emergency that significantly impacts the operations of
17 the National Finance Center; or to evacuate employees of
18 the National Finance Center to a safe haven to continue
19 operations of the National Finance Center.

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

23 SEC. 704. No funds appropriated by this Act may be
24 used to pay negotiated indirect cost rates on cooperative
25 agreements or similar arrangements between the United

1 States Department of Agriculture and nonprofit institu-
2 tions in excess of 10 percent of the total direct cost of
3 the agreement when the purpose of such cooperative ar-
4 rangements is to carry out programs of mutual interest
5 between the two parties. This does not preclude appro-
6 priate payment of indirect costs on grants and contracts
7 with such institutions when such indirect costs are com-
8 puted on a similar basis for all agencies for which appro-
9 priations are provided in this Act.

10 SEC. 705. Appropriations to the Department of Agri-
11 culture for the cost of direct and guaranteed loans made
12 available in the current fiscal year shall remain available
13 until expended to disburse obligations made in the current
14 fiscal year for the following accounts: the Rural Develop-
15 ment Loan Fund program account, the Rural Electrifica-
16 tion and Telecommunication Loans program account, and
17 the Rural Housing Insurance Fund program account.

18 SEC. 706. None of the funds made available to the
19 Department of Agriculture by this Act may be used to ac-
20 quire new information technology systems or significant
21 upgrades, as determined by the Office of the Chief Infor-
22 mation Officer, without the approval of the Chief Infor-
23 mation Officer and the concurrence of the Executive Informa-
24 tion Technology Investment Review Board: *Provided*, That
25 notwithstanding any other provision of law, none of the

1 funds appropriated or otherwise made available by this
2 Act may be transferred to the Office of the Chief Informa-
3 tion Officer without written notification to and the prior
4 approval of the Committees on Appropriations of both
5 Houses of Congress: *Provided further*, That, notwith-
6 standing section 11319 of title 40, United States Code,
7 none of the funds available to the Department of Agri-
8 culture for information technology shall be obligated for
9 projects, contracts, or other agreements over \$25,000
10 prior to receipt of written approval by the Chief Informa-
11 tion Officer: *Provided further*, That the Chief Information
12 Officer may authorize an agency to obligate funds without
13 written approval from the Chief Information Officer for
14 projects, contracts, or other agreements up to \$250,000
15 based upon the performance of an agency measured
16 against the performance plan requirements described in
17 the explanatory statement accompanying Public Law 113–
18 235.

19 SEC. 707. Funds made available under section 524(b)
20 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in
21 the current fiscal year shall remain available until ex-
22 pended to disburse obligations made in the current fiscal
23 year.

24 SEC. 708. Notwithstanding any other provision of
25 law, any former RUS borrower that has repaid or prepaid

1 an insured, direct or guaranteed loan under the Rural
2 Electrification Act of 1936, or any not-for-profit utility
3 that is eligible to receive an insured or direct loan under
4 such Act, shall be eligible for assistance under section
5 313(b)(2)(B) of such Act in the same manner as a bor-
6 rower under such Act.

7 SEC. 709. Except as otherwise specifically provided
8 by law, not more than \$20,000,000 in unobligated bal-
9 ances from appropriations made available for salaries and
10 expenses in this Act for the Farm Service Agency shall
11 remain available through September 30, 2020, for infor-
12 mation technology expenses: *Provided*, That except as oth-
13 erwise specifically provided by law, unobligated balances
14 from appropriations made available for salaries and ex-
15 penses in this Act for the Rural Development mission area
16 shall remain available through September 30, 2020, for
17 information technology expenses.

18 SEC. 710. None of the funds appropriated or other-
19 wise made available by this Act may be used for first-class
20 travel by the employees of agencies funded by this Act in
21 contravention of sections 301–10.122 through 301–10.124
22 of title 41, Code of Federal Regulations.

23 SEC. 711. In the case of each program established
24 or amended by the Agricultural Act of 2014 (Public Law
25 113–79), other than by title I or subtitle A of title III

1 of such Act, or programs for which indefinite amounts
2 were provided in that Act, that is authorized or required
3 to be carried out using funds of the Commodity Credit
4 Corporation—

5 (1) such funds shall be available for salaries
6 and related administrative expenses, including tech-
7 nical assistance, associated with the implementation
8 of the program, without regard to the limitation on
9 the total amount of allotments and fund transfers
10 contained in section 11 of the Commodity Credit
11 Corporation Charter Act (15 U.S.C. 714i); and

12 (2) the use of such funds for such purpose shall
13 not be considered to be a fund transfer or allotment
14 for purposes of applying the limitation on the total
15 amount of allotments and fund transfers contained
16 in such section.

17 SEC. 712. Of the funds made available by this Act,
18 not more than \$2,900,000 shall be used to cover necessary
19 expenses of activities related to all advisory committees,
20 panels, commissions, and task forces of the Department
21 of Agriculture, except for panels used to comply with nego-
22 tiated rule makings and panels used to evaluate competi-
23 tively awarded grants.

24 SEC. 713. None of the funds in this Act shall be avail-
25 able to pay indirect costs charged against any agricultural

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

12 SEC. 714. (a) None of the funds made available in
13 this Act may be used to maintain or establish a computer
14 network unless such network blocks the viewing,
15 downloading, and exchanging of pornography.

16 (b) Nothing in subsection (a) shall limit the use of
17 funds necessary for any Federal, State, tribal, or local law
18 enforcement agency or any other entity carrying out crimi-
19 nal investigations, prosecution, or adjudication activities.

20 SEC. 715. Notwithstanding subsection (b) of section
21 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
22 section referred to as “section 14222”), none of the funds
23 appropriated or otherwise made available by this or any
24 other Act shall be used to pay the salaries and expenses
25 of personnel to carry out a program under section 32 of

1 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
2 referred to as “section 32”) in excess of \$1,299,600,000
3 (exclusive of carryover appropriations from prior fiscal
4 years), as follows: Child Nutrition Programs Entitlement
5 Commodities—\$485,000,000; State Option Contracts—
6 \$5,000,000; Removal of Defective Commodities—
7 \$2,500,000; Administration of Section 32 Commodity
8 Purchases—\$35,853,000: *Provided*, That of the total
9 funds made available in the matter preceding this proviso
10 that remain unobligated on October 1, 2019, such unobli-
11 gated balances shall carryover into fiscal year 2020 and
12 shall remain available until expended for any of the pur-
13 poses of section 32, except that any such carryover funds
14 used in accordance with clause (3) of section 32 may not
15 exceed \$350,000,000 and may not be obligated until the
16 Secretary of Agriculture provides written notification of
17 the expenditures to the Committees on Appropriations of
18 both Houses of Congress at least two weeks in advance:
19 *Provided further*, That, with the exception of any available
20 carryover funds authorized in any prior appropriations Act
21 to be used for the purposes of clause (3) of section 32,
22 none of the funds appropriated or otherwise made avail-
23 able by this or any other Act shall be used to pay the
24 salaries or expenses of any employee of the Department
25 of Agriculture to carry out clause (3) of section 32.

1 SEC. 716. None of the funds appropriated by this or
2 any other Act shall be used to pay the salaries and ex-
3 penses of personnel who prepare or submit appropriations
4 language as part of the President's budget submission to
5 the Congress for programs under the jurisdiction of the
6 Appropriations Subcommittees on Agriculture, Rural De-
7 velopment, Food and Drug Administration, and Related
8 Agencies that assumes revenues or reflects a reduction
9 from the previous year due to user fees proposals that
10 have not been enacted into law prior to the submission
11 of the budget unless such budget submission identifies
12 which additional spending reductions should occur in the
13 event the user fees proposals are not enacted prior to the
14 date of the convening of a committee of conference for
15 the fiscal year 2020 appropriations Act.

16 SEC. 717. (a) None of the funds provided by this Act,
17 or provided by previous appropriations Acts to the agen-
18 cies funded by this Act that remain available for obligation
19 or expenditure in the current fiscal year, or provided from
20 any accounts in the Treasury derived by the collection of
21 fees available to the agencies funded by this Act, shall be
22 available for obligation or expenditure through a re-
23 programming, transfer of funds, or reimbursements as au-
24 thorized by the Economy Act, or in the case of the Depart-
25 ment of Agriculture, through use of the authority provided

1 by section 702(b) of the Department of Agriculture Or-
2 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
3 Law 89-106 (7 U.S.C. 2263), that—

4 (1) creates new programs;

5 (2) eliminates a program, project, or activity;

6 (3) increases funds or personnel by any means

7 for any project or activity for which funds have been
8 denied or restricted;

9 (4) relocates an office or employees;

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

11 or

12 (6) contracts out or privatizes any functions or

13 activities presently performed by Federal employees;

14 unless the Secretary of Agriculture, or the Secretary of

15 Health and Human Services (as the case may be) notifies

16 in writing and receives approval from the Committees on

17 Appropriations of both Houses of Congress at least 30

18 days in advance of the reprogramming of such funds or

19 the use of such authority.

20 (b) None of the funds provided by this Act, or pro-

21 vided by previous Appropriations Acts to the agencies

22 funded by this Act that remain available for obligation or

23 expenditure in the current fiscal year, or provided from

24 any accounts in the Treasury derived by the collection of

25 fees available to the agencies funded by this Act, shall be

1 available for obligation or expenditure for activities, pro-
2 grams, or projects through a reprogramming or use of the
3 authorities referred to in subsection (a) involving funds
4 in excess of \$500,000 or 10 percent, whichever is less,
5 that—

6 (1) augments existing programs, projects, or ac-
7 tivities;

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

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

21 (c) The Secretary of Agriculture or the Secretary of
22 Health and Human Services shall notify in writing and
23 receive approval from the Committees on Appropriations
24 of both Houses of Congress before implementing any pro-
25 gram or activity not carried out during the previous fiscal

1 year unless the program or activity is funded by this Act
2 or specifically funded by any other Act.

3 (d) None of the funds provided by this Act, or pro-
4 vided by previous Appropriations Acts to the agencies
5 funded by this Act that remain available for obligation or
6 expenditure in the current fiscal year, or provided from
7 any accounts in the Treasury derived by the collection of
8 fees available to the agencies funded by this Act, shall be
9 available for—

10 (1) modifying major capital investments fund-
11 ing levels, including information technology systems,
12 that involves increasing or decreasing funds in the
13 current fiscal year for the individual investment in
14 excess of \$500,000 or 10 percent of the total cost,
15 whichever is less;

16 (2) realigning or reorganizing new, current, or
17 vacant positions or agency activities or functions to
18 establish a center, office, branch, or similar entity
19 with five or more personnel; or

20 (3) carrying out activities or functions that
21 were not described in the budget request; unless the
22 agencies funded by this Act notify, in writing, the
23 Committees on Appropriations of both Houses of
24 Congress at least 30 days in advance of using the
25 funds for these purposes.

1 (e) As described in this section, no funds may be used
2 for any activities unless the Secretary of Agriculture or
3 the Secretary of Health and Human Services receives from
4 the Committee on Appropriations of both Houses of Con-
5 gress written or electronic mail confirmation of receipt of
6 the notification as required in this section.

7 SEC. 718. Notwithstanding section 310B(g)(5) of the
8 Consolidated Farm and Rural Development Act (7 U.S.C.
9 1932(g)(5)), the Secretary may assess a one-time fee for
10 any guaranteed business and industry loan in an amount
11 that does not exceed 3 percent of the guaranteed principal
12 portion of the loan.

13 SEC. 719. None of the funds appropriated or other-
14 wise made available to the Department of Agriculture, the
15 Food and Drug Administration, or the Farm Credit Ad-
16 ministration shall be used to transmit or otherwise make
17 available reports, questions, or responses to questions that
18 are a result of information requested for the appropria-
19 tions hearing process to any non-Department of Agri-
20 culture, non-Department of Health and Human Services,
21 or non-Farm Credit Administration employee.

22 SEC. 720. Unless otherwise authorized by existing
23 law, none of the funds provided in this Act, may be used
24 by an executive branch agency to produce any pre-
25 packaged news story intended for broadcast or distribution

1 in the United States unless the story includes a clear noti-
2 fication within the text or audio of the prepackaged news
3 story that the prepackaged news story was prepared or
4 funded by that executive branch agency.

5 SEC. 721. No employee of the Department of Agri-
6 culture may be detailed or assigned from an agency or
7 office funded by this Act or any other Act to any other
8 agency or office of the Department for more than 60 days
9 in a fiscal year unless the individual's employing agency
10 or office is fully reimbursed by the receiving agency or
11 office for the salary and expenses of the employee for the
12 period of assignment.

13 SEC. 722. There is hereby appropriated \$2,000,000
14 for a pilot program to provide competitive grants to State
15 departments of agriculture, State cooperative extension
16 services, and nonprofit organizations to carry out pro-
17 grams to address farmer stress and suicide.

18 SEC. 723. Not later than 30 days after the date of
19 enactment of this Act, the Secretary of Agriculture, the
20 Commissioner of the Food and Drug Administration, and
21 the Chairman of the Farm Credit Administration shall
22 submit to the Committees on Appropriations of both
23 Houses of Congress a detailed spending plan by program,
24 project, and activity for all the funds made available under

1 this Act including appropriated user fees, as defined in
2 Senate Report 115-259.

3 SEC. 724. Of the unobligated balances from amounts
4 made available for the supplemental nutrition program as
5 authorized by section 17 of the Child Nutrition Act of
6 1966 (42 U.S.C. 1786), \$501,000,000 are hereby re-
7 scinded.

8 SEC. 725. The Secretary shall continue an inter-
9 mediary loan packaging program based on the pilot pro-
10 gram in effect for fiscal year 2013 for packaging and re-
11 viewing section 502 single family direct loans. The Sec-
12 retary shall continue agreements with current inter-
13 mediary organizations and with additional qualified inter-
14 mediary organizations. The Secretary shall work with
15 these organizations to increase effectiveness of the section
16 502 single family direct loan program in rural commu-
17 nities and shall set aside and make available from the na-
18 tional reserve section 502 loans an amount necessary to
19 support the work of such intermediaries and provide a pri-
20 ority for review of such loans.

21 SEC. 726. For loans and loan guarantees that do not
22 require budget authority and the program level has been
23 established in this Act, the Secretary of Agriculture may
24 increase the program level for such loans and loan guaran-
25 tees by not more than 25 percent: *Provided*, That prior

1 to the Secretary implementing such an increase, the Sec-
2 retary notifies, in writing, the Committees on Appropriations
3 of both Houses of Congress at least 15 days in ad-
4 vance.

5 SEC. 727. None of the credit card refunds or rebates
6 transferred to the Working Capital Fund pursuant to sec-
7 tion 729 of the Agriculture, Rural Development, Food and
8 Drug Administration, and Related Agencies Appropriations
9 Act, 2002 (7 U.S.C. 2235a; Public Law 107-76)
10 shall be available for obligation without written notifica-
11 tion to, and the prior approval of, the Committees on Ap-
12 propriations of both Houses of Congress: *Provided*, That
13 the refunds or rebates so transferred shall be available for
14 obligation only for the acquisition of plant and capital
15 equipment necessary for the delivery of financial, adminis-
16 trative, and information technology services of primary
17 benefit to the agencies of the Department of Agriculture.

18 SEC. 728. None of the funds made available by this
19 Act may be used to implement, administer, or enforce the
20 “variety” requirements of the final rule entitled “Enhanc-
21 ing Retailer Standards in the Supplemental Nutrition As-
22 sistance Program (SNAP)” published by the Department
23 of Agriculture in the Federal Register on December 15,
24 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-
25 culture amends the definition of the term “variety” as de

1 fined in section 278.1(b)(1)(ii)(C) of title 7, Code of Fed-
2 eral Regulations, and “variety” as applied in the definition
3 of the term “staple food” as defined in section 271.2 of
4 title 7, Code of Federal Regulations, to increase the num-
5 ber of items that qualify as acceptable varieties in each
6 staple food category so that the total number of such items
7 in each staple food category exceeds the number of such
8 items in each staple food category included in the final
9 rule as published on December 15, 2016: *Provided*, That
10 until the Secretary promulgates such regulatory amend-
11 ments, the Secretary shall apply the requirements regard-
12 ing acceptable varieties and breadth of stock to Supple-
13 mental Nutrition Assistance Program retailers that were
14 in effect on the day before the date of the enactment of
15 the Agricultural Act of 2014 (Public Law 113–79).

16 SEC. 729. None of the funds made available by this
17 Act or any other Act may be used—

18 (1) in contravention of section 7606 of the Ag-
19 ricultural Act of 2014 (7 U.S.C. 5940); or
20 (2) to prohibit the transportation, processing,
21 sale, or use of industrial hemp, or seeds of such
22 plant, that is grown or cultivated in accordance with
23 subsection section 7606 of the Agricultural Act of
24 2014, within or outside the State in which the indus-
25 trial hemp is grown or cultivated.

1 SEC. 730. Funds provided by this or any prior Appro-
2 priations Act for the Agriculture and Food Research Ini-
3 tiative under 7 U.S.C. 450i(b) shall be made available
4 without regard to section 7128 of the Agricultural Act of
5 2014 (7 U.S.C. 3371 note), under the matching require-
6 ments in laws in effect on the date before the date of en-
7 actment of such section: *Provided*, That the requirements
8 of 7 U.S.C. 450i(b)(9) shall continue to apply.

9 SEC. 731. In carrying out subsection (h) of section
10 502 of the Housing Act of 1949 (42 U.S.C. 1472), the
11 Secretary of Agriculture shall have the same authority
12 with respect to loans guaranteed under such section and
13 eligible lenders for such loans as the Secretary has under
14 subsections (h) and (j) of section 538 of such Act (42
15 U.S.C. 1490p-2) with respect to loans guaranteed under
16 such section 538 and eligible lenders for such loans.

17 SEC. 732. None of the funds made available by this
18 Act may be used to propose, promulgate, or implement
19 any rule, or take any other action with respect to, allowing
20 or requiring information intended for a prescribing health
21 care professional, in the case of a drug or biological prod-
22 uct subject to section 503(b)(1) of the Federal Food,
23 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-
24 tributed to such professional electronically (in lieu of in

1 paper form) unless and until a Federal law is enacted to
2 allow or require such distribution.

3 SEC. 733. None of the funds made available by this
4 Act may be used to notify a sponsor or otherwise acknowl-
5 edge receipt of a submission for an exemption for inves-
6 tigational use of a drug or biological product under section
7 505(i) of the Federal Food, Drug, and Cosmetic Act (21
8 U.S.C. 355(i)) or section 351(a)(3) of the Public Health
9 Service Act (42 U.S.C. 262(a)(3)) in research in which
10 a human embryo is intentionally created or modified to
11 include a heritable genetic modification. Any such submis-
12 sion shall be deemed to have not been received by the Sec-
13 retary, and the exemption may not go into effect.

14 SEC. 734. None of the funds made available by this
15 or any other Act may be used to carry out the final rule
16 promulgated by the Food and Drug Administration and
17 put into effect November 16, 2015, in regards to the haz-
18 ard analysis and risk-based preventive control require-
19 ments of the current good manufacturing practice, hazard
20 analysis, and risk-based preventive controls for food for
21 animals rule with respect to the regulation of the produc-
22 tion, distribution, sale, or receipt of dried spent grain by-
23 products of the alcoholic beverage production process.

24 SEC. 735. There is hereby appropriated \$1,996,000
25 to carry out section 1621 of Public Law 110–246.

1 SEC. 736. No partially hydrogenated oils as defined
2 in the order published by the Food and Drug Administra-
3 tion in the Federal Register on June 17, 2015 (80 Fed.
4 Reg. 34650 et seq.) shall be deemed unsafe within the
5 meaning of section 409(a) of the Federal Food, Drug, and
6 Cosmetic Act (21 U.S.C. 348(a)) and no food that is intro-
7 duced or delivered for introduction into interstate com-
8 merce that bears or contains a partially hydrogenated oil
9 shall be deemed adulterated under sections 402(a)(1) or
10 402(a)(2)(C)(i) of this Act by virtue of bearing or con-
11 taining a partially hydrogenated oil until the compliance
12 date as specified in such order (June 18, 2018).

13 SEC. 737. There is hereby appropriated \$10,000,000,
14 to remain available until expended, to carry out section
15 6407 of the Farm Security and Rural Investment Act of
16 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may
17 allow eligible entities to offer loans to customers in any
18 part of their service territory and to offer loans to replace
19 a manufactured housing unit with another manufactured
20 housing unit, if replacement would be more cost effective
21 in saving energy.

22 SEC. 738. For fiscal years 2019 through 2025, the
23 Administrators of the Agricultural Research Service and
24 the Animal and Plant Health Inspection Service may
25 make not to exceed 50 appointments in any fiscal year

1 for employees of such agencies at the National Bio- and
2 Agro-defense Facility (NBAF) in Manhattan, Kansas:
3 *Provided*, That such appointments may be made in the
4 manner provided by 7 U.S.C. 7657(b)(4)(A)(i-v): *Pro-*
5 *vided further*, That such appointments may be made at
6 a rate of basic pay that exceeds the rate payable for such
7 positions under the General Schedule or the Executive
8 Schedule, or other applicable schedule, as appropriate.

9 SEC. 739. There is hereby appropriated \$1,000,000
10 for the Secretary to carry out a pilot program that pro-
11 vides forestry inventory analysis, forest management and
12 economic outcomes modelling for certain currently en-
13 rolled Conservation Reserve Program participants. The
14 Secretary shall allow the Commodity Credit Corporation
15 to enter into agreements with and provide grants to quali-
16 fied non-profit organizations dedicated to conservation,
17 forestry and wildlife habitats, that also have experience in
18 conducting accurate forest inventory analysis through the
19 use of advanced, cost-effective technology. The Secretary
20 shall focus the analysis on lands enrolled for at least eight
21 years and located in areas with a substantial concentration
22 of acres enrolled under conservation practices devoted to
23 multiple bottomland hardwood tree species including
24 CP03, CP03A, CP11, CP22, CP31 and CP40.

1 SEC. 740. During fiscal year 2019, the Food and
2 Drug Administration shall not allow the introduction or
3 delivery for introduction into interstate commerce of any
4 food that contains genetically engineered salmon until the
5 FDA publishes final labeling guidelines for informing con-
6 sumers of such content.

7 SEC. 741. In addition to amounts otherwise made
8 available by this Act and notwithstanding the last sentence
9 of 16 U.S.C. 1310, there is appropriated \$4,000,000, to
10 remain available until expended, to implement non-renew-
11 able agreements on eligible lands, including flooded agri-
12 cultural lands, as determined by the Secretary, under the
13 Water Bank Act (16 U.S.C. 1301–1311).

14 SEC. 742. (a)(1) No Federal funds made available for
15 this fiscal year for the rural water, waste water, waste dis-
16 posal, and solid waste management programs authorized
17 by sections 306, 306A, 306C, 306D, 306E, and 310B of
18 the Consolidated Farm and Rural Development Act (7
19 U.S.C. 1926 et seq.) shall be used for a project for the
20 construction, alteration, maintenance, or repair of a public
21 water or wastewater system unless all of the iron and steel
22 products used in the project are produced in the United
23 States.

24 (2) In this section, the term “iron and steel products”
25 means the following products made primarily of iron or

1 steel: lined or unlined pipes and fittings, manhole covers
2 and other municipal castings, hydrants, tanks, flanges,
3 pipe clamps and restraints, valves, structural steel, rein-
4 forced precast concrete, and construction materials.

5 (b) Subsection (a) shall not apply in any case or cat-
6 egory of cases in which the Secretary of Agriculture (in
7 this section referred to as the “Secretary”) or the designee
8 of the Secretary finds that—

9 (1) applying subsection (a) would be incon-
10 sistent with the public interest;

11 (2) iron and steel products are not produced in
12 the United States in sufficient and reasonably avail-
13 able quantities or of a satisfactory quality; or

14 (3) inclusion of iron and steel products pro-
15 duced in the United States will increase the cost of
16 the overall project by more than 25 percent.

17 (c) If the Secretary or the designee receives a request
18 for a waiver under this section, the Secretary or the des-
19 ignee shall make available to the public on an informal
20 basis a copy of the request and information available to
21 the Secretary or the designee concerning the request, and
22 shall allow for informal public input on the request for
23 at least 15 days prior to making a finding based on the
24 request. The Secretary or the designee shall make the re-
25 quest and accompanying information available by elec-

1 tronic means, including on the official public Internet Web
2 site of the Department.

3 (d) This section shall be applied in a manner con-
4 sistent with United States obligations under international
5 agreements.

6 (e) The Secretary may retain up to 0.25 percent of
7 the funds appropriated in this Act for “Rural Utilities
8 Service—Rural Water and Waste Disposal Program Ac-
9 count” for carrying out the provisions described in sub-
10 section (a)(1) for management and oversight of the re-
11 quirements of this section.

12 (f) Subsection (a) shall not apply with respect to a
13 project for which the engineering plans and specifications
14 include use of iron and steel products otherwise prohibited
15 by such subsection if the plans and specifications have re-
16 ceived required approvals from State agencies prior to the
17 date of enactment of this Act.

18 (g) For purposes of this section, the terms “United
19 States” and “State” shall include each of the several
20 States, the District of Columbia, and each federally recog-
21 nized Indian tribe.

22 SEC. 743. The Secretary shall set aside for Rural
23 Economic Area Partnership (REAP) Zones, until August
24 15, 2019, an amount of funds made available in title III
25 under the headings of Rural Housing Insurance Fund

1 Program Account, Mutual and Self-Help Housing Grants,
2 Rural Housing Assistance Grants, Rural Community Fa-
3 cilities Program Account, Rural Business Program Ac-
4 count, Rural Development Loan Fund Program Account,
5 and Rural Water and Waste Disposal Program Account,
6 equal to the amount obligated in REAP Zones with re-
7 spect to funds provided under such headings in the most
8 recent fiscal year any such funds were obligated under
9 such headings for REAP Zones.

10 SEC. 744. For the purposes of determining eligibility
11 or level of program assistance for Rural Development pro-
12 grams the Secretary shall not include incarcerated prison
13 populations.

14 SEC. 745. There is hereby appropriated \$1,000,000,
15 to remain available until expended, for a pilot program
16 for the Secretary to provide grants to qualified non-profit
17 organizations and public housing authorities to provide
18 technical assistance, including financial and legal services,
19 to RHS multi-family housing borrowers to facilitate the
20 acquisition of RHS multi-family housing properties in
21 areas where the Secretary determines a risk of loss of af-
22 fordable housing, by non-profit housing organizations and
23 public housing authorities as authorized by law that com-
24 mit to keep such properties in the RHS multi-family hous-

1 ing program for a period of time as determined by the
2 Secretary.

3 SEC. 746. None of the funds appropriated by this Act
4 may be used in any way, directly or indirectly, to influence
5 congressional action on any legislation or appropriation
6 matters pending before Congress, other than to commu-
7 nicate to Members of Congress as described in 18 U.S.C.
8 1913.

9 SEC. 747. (a) The Secretary of Agriculture (referred
10 to in this section as the “Secretary”) shall carry out a
11 pilot program during fiscal year 2019 with respect to the
12 2018 crop year for county-level agriculture risk coverage
13 payments under section 1117(b)(1) of the Agricultural Act
14 of 2014 (7 U.S.C. 9017(b)(1)), that provides all or some
15 of the State Farm Service Agency offices in each State
16 the opportunity to provide agricultural producers in the
17 State a supplemental payment described in subsection (c)
18 based on the alternate calculation method described in
19 subsection (b) for 1 or more counties in a State if the
20 office for that State determines that the alternate calcula-
21 tion method is necessary to ensure that, to the maximum
22 extent practicable, there are not significant yield calcula-
23 tion disparities between comparable counties in the State.

24 (b) The alternate calculation method referred to in
25 subsection (a) is a method of calculating the actual yield

1 for the 2018 crop year for county-level agriculture risk
2 coverage payments under section 1117(b)(1) of the Agri-
3 cultural Act of 2014 (7 U.S.C. 9017(b)(1)), under
4 which—

5 (1) county data of the National Agricultural
6 Statistics Service (referred to in this section as
7 "NASS data") is used for the calculations;

1 (c)(1) A supplemental payment made under the pilot
2 program established under this section may be made to
3 an agricultural producer who is subject to the alternate
4 calculation method described in subsection (b) if that agri-
5 cultural producer would otherwise receive a county-level
6 agriculture risk coverage payment for the 2018 crop year
7 in an amount that is less than the payment that the agri-
8 cultural producer would receive under the alternate cal-
9 culation method.

10 (2) The amount of a supplemental payment to an ag-
11 ricultural producer under this section may not exceed the
12 difference between—

13 (A) the payment that the agricultural producer
14 would have received without the alternate calculation
15 method described in subsection (b); and

16 (B) the payment that the agricultural producer
17 would receive using the alternate calculation method.

18 (d)(1) There is appropriated to the Secretary, out of
19 funds of the Treasury not otherwise appropriated,
20 \$5,000,000, to remain available until September 30, 2020,
21 to carry out the pilot program described in this section.

22 (2) Of the funds appropriated, the Secretary shall use
23 not more than \$5,000,000 to carry out the pilot program
24 described in this section.

1 (e)(1) To the maximum extent practicable, the Sec-
2 retary shall select States to participate in the pilot pro-
3 gram under this section so the cost of the pilot program
4 equals the amount provided under subsection (d).

5 (2) To the extent that the cost of the pilot program
6 exceeds the amount made available, the Secretary shall re-
7 duce all payments under the pilot program on a pro rata
8 basis.

9 (f) Nothing in this section affects the calculation of
10 actual yield for purposes of county-level agriculture risk
11 coverage payments under section 1117(b)(1) of the Agri-
12 cultural Act of 2014 (7 U.S.C. 9017(b)(1)) other than
13 payments made in accordance with the pilot program
14 under this section.

15 (g) A calculation of actual yield made using the alter-
16 nate calculation method described in subsection (b) shall
17 not be used as a basis for any agriculture risk coverage
18 payment determinations under section 1117 of the Agri-
19 cultural Act of 2014 (7 U.S.C. 9017) other than for pur-
20 poses of the pilot program under this section.

21 SEC. 748. The Secretary of Agriculture and the Sec-
22 retary's designees are hereby granted the same access to
23 information and subject to the same requirements applica-
24 ble to the Secretary of Housing and Urban Development
25 as provided in section 453 of the Social Security Act (42

1 U.S.C. 653) and section 6103(1)(7)(D)(ix) of the Internal
2 Revenue Code of 1986 (26 U.S.C. 1603(1)(7)(D)(ix)) to
3 verify the income for individuals participating in sections
4 502, 504, 521, and 542 of the Housing Act of 1949 (42
5 U.S.C. 1472, 1474, 1490a, and 1490r), notwithstanding
6 section 453(l)(1) of the Social Security Act.

7 SEC. 749. In addition to any other funds made avail-
8 able in this Act or any other Act, there is appropriated
9 \$5,000,000 to carry out section 18(g)(8) of the Richard
10 B. Russell National School Lunch Act (42 U.S.C.
11 1769(g)), to remain available until expended.

12 SEC. 750. None of the funds made available by this
13 Act may be used by the Food and Drug Administration
14 to develop, issue, promote, or advance any regulations ap-
15 plicable to food manufacturers for population-wide sodium
16 reduction actions or to develop, issue, promote or advance
17 final guidance applicable to food manufacturers for long
18 term population-wide sodium reduction actions until the
19 date on which a dietary reference intake report with re-
20 spect to sodium is completed.

21 SEC. 751. There is hereby appropriated \$1,000,000,
22 to remain available until September 30, 2020, for the cost
23 of loans and grants that is consistent with section 4206
24 of the Agricultural Act of 2014, for necessary expenses
25 of the Secretary to support projects that provide access

1 to healthy food in underserved areas, to create and pre-
2 serve quality jobs, and to revitalize low-income commu-
3 nities.

4 SEC. 752. For an additional amount for “Animal and
5 Plant Health Inspection Service—Salaries and Expenses”,
6 \$7,500,000, to remain available until September 30, 2020,
7 for one-time control and management and associated ac-
8 tivities directly related to the multiple-agency response to
9 citrus greening.

10 SEC. 753. None of the funds made available by this
11 or any other Act may be used to enforce the final rule
12 promulgated by the Food and Drug Administration enti-
13 tled “Standards for the Growing, Harvesting, Packing,
14 and Holding of Produce for Human Consumption,” and
15 published on November 27, 2015, with respect to the regu-
16 lation of the production, distribution, sale, or receipt of
17 grape varietals that are grown, harvested and used solely
18 for wine and receive commercial processing that ade-
19 quately reduces the presence of microorganisms of public
20 health significance.

21 SEC. 754. There is hereby appropriated \$20,000,000,
22 to remain available until expended, for an additional
23 amount for telemedicine and distance learning services in
24 rural areas, as authorized by 7 U.S.C. 950aaa et seq., to
25 help address the opioid epidemic in rural America.

1 SEC. 755. There is hereby appropriated \$5,000,000,
2 to remain available until September 30, 2020, for a pilot
3 program for the National Institute of Food and Agri-
4 culture to provide grants to nonprofit organizations for
5 programs and services to establish and enhance farming
6 and ranching opportunities for military veterans.

7 SEC. 756. There is hereby appropriated
8 \$425,000,000, to remain available until expended, for an
9 additional amount for Sec. 779 of Public Law 115–141.

10 SEC. 757. For an additional amount for the cost of
11 direct loans and grants made under the “Rural Water and
12 Waste Disposal Program Account”, \$400,000,000, to re-
13 main available until expended.

14 SEC. 758. None of the funds made available by this
15 Act may be used to pay the salaries or expenses of per-
16 sonnel—

17 (1) to inspect horses under section 3 of the
18 Federal Meat Inspection Act (21 U.S.C. 603);
19 (2) to inspect horses under section 903 of the
20 Federal Agriculture Improvement and Reform Act of
21 1996 (7 U.S.C. 1901 note; Public Law 104–127); or
22 (3) to implement or enforce section 352.19 of
23 title 9, Code of Federal Regulations (or a successor
24 regulation).

1 SEC. 759. None of the funds made available by this
2 Act may be used to revoke an exception made—

3 (1) pursuant to the final rule of the Depart-
4 ment of Agriculture entitled “Exceptions to Geo-
5 graphic Areas for Official Agencies Under the
6 USGSA” (68 Fed. Reg. 19137 (April 18, 2003));
7 and

8 (2) on a date before April 14, 2017.

9 SEC. 760. The Secretary of Agriculture shall provide
10 to any State or county impacted by a volcanic eruption
11 covered by a major disaster declared by the President in
12 calendar year 2018 in accordance with section 401 of the
13 Robert T. Stafford Disaster Relief and Emergency Assist-
14 ance Act (42 U.S.C. 5170) technical assistance—

15 (1) to assess damage to agricultural production
16 and rural infrastructure; and

17 (2) to develop recovery plans for impacted
18 farmers, ranchers, and rural communities.

19 RESEARCH ON OCEAN AGRICULTURE

20 SEC. 761. (a) The Secretary of Agriculture, in coordi-
21 nation with the Administrator of the National Oceanic and
22 Atmospheric Administration, shall establish a working
23 group (referred to in this section as the “working
24 group”—

1 (1) to study how mangroves, kelp forests, tidal
2 marshes, and seagrass meadows could help deacidify
3 the oceans;

4 (2) to study emerging ocean farming practices
5 that use kelp and seagrass to deacidify the oceans
6 while providing feedstock for agriculture and other
7 commercial and industrial inputs; and

11 (A) to deacidify ocean environments;

12 (B) to produce a feedstock for agriculture;

13 and

14 (C) to develop other scalable commercial
15 applications for kelp, seagrass, or products de-
16 rived from kelp or seagrass.

17 (b) The working group shall include—

18 (1) the Secretary of Agriculture;

19 (2) the Administrator of the National Oceanic
20 and Atmospheric Administration;

21 (3) representatives of any relevant offices within
22 the National Oceanic and Atmospheric Adminis-
23 tration; and

24 (4) the Assistant Secretary of Energy for En-
25 ergy Efficiency and Renewable Energy.

1 (c) Not later than 2 years after the date of enactment
2 of this Act, the working group shall submit to Congress
3 a report that includes—

4 (1) the findings of the research described in
5 subsection (a);

6 (2) the results of the pilot-scale research de-
7 scribed in subsection (a)(3); and

8 (3) any policy recommendations based on those
9 findings and results.

10 SEC. 762. Not later than 180 days after the date of
11 enactment of this Act, the Secretary of Agriculture shall
12 submit to Congress a report describing the ways in which
13 conservation programs administered by the Natural Re-
14 sources Conservation Service may be better used for the
15 conservation of ocelots (*Leopardus pardalis*) and any ac-
16 tion taken by the Chief of the Natural Resources Con-
17 servation Service relating to the conservation of ocelots.

18 SEC. 763. Not later than 1 year after the date of
19 enactment of this Act, the Rural Housing Service of the
20 Department of Agriculture shall submit to Congress a re-
21 port including—

22 (1) a description of—

23 (A) the number of properties assisted
24 under title V of the Housing Act of 1949 (42

1 U.S.C. 1471 et seq.) that are reaching the end
2 of their loan term;

3 (B) the location of each property described
4 in subparagraph (A);

5 (C) the number of units in each property
6 described in subparagraph (A); and

7 (D) the date on which each the loan for
8 each property described in subparagraph (A) is
9 expected to reach maturity;

10 (2) the strategy of the Rural Housing Service
11 to preserve the long-term affordability of the prop-
12 erties described in paragraph (1)(A) when the loan
13 matures; and

14 (3) a description of the resources and tools that
15 the Rural Housing Service needs from Congress in
16 order to preserve the long-term affordability of the
17 properties described in paragraph (1) (A).

18 SEC. 764. Out of amounts appropriated to the Food
19 and Drug Administration under title VI, the Secretary of
20 Health and Human Services, acting through the Commis-
21 sioner of Food and Drugs, shall, not later than July 1,
22 2019, and following the review required under Executive
23 Order 12866 (5 U.S.C. 601 note; relating to regulatory
24 planning and review), issue advice revising the advice pro-
25 vided in the notice of availability entitled “Advice About

1 Eating Fish, From the Environmental Protection Agency
2 and Food and Drug Administration; Revised Fish Advice;
3 Availability" (82 Fed. Reg. 6571 (January 19, 2017)), in
4 a manner that is consistent with nutrition science recog-
5 nized by the Food and Drug Administration on the net
6 effects of seafood consumption.

7 SEC. 765. In administering the pilot program estab-
8 lished by section 779 of division A of the Consolidated Ap-
9 propriations Act, 2018 (Public Law 115–141), the Sec-
10 retary of Agriculture shall—

11 (1) ensure that applicants that are determined
12 to be ineligible for the pilot program have a means
13 of appealing or otherwise challenging that deter-
14 mination in a timely fashion; and

15 (2) in determining whether an entity may over-
16 build or duplicate broadband expansion efforts made
17 by any entity that has received a broadband loan
18 from the Rural Utilities Service, not consider loans
19 that were rescinded or defaulted on, or loans the
20 terms and conditions of which were not met, if the
21 entity under consideration has not previously de-
22 faulted on, or failed to meet the terms and condi-
23 tions of, a Rural Utilities Service loan or had a
24 Rural Utilities Service loan rescinded.

1 1890 LAND-GRANT COLLEGES, INCLUDING TUSKEGEE

2 UNIVERSITY

3 SEC. 767. (a) Notwithstanding any other provision
4 of this Act, the amounts made available by this Act to
5 carry out sections 1444 and 1445, respectively, of the Na-
6 tional Agricultural Research, Extension, and Teaching
7 Policy Act of 1977 (7 U.S.C. 3221, 3222) shall each be
8 increased by \$3,000,000.

9 (b) Notwithstanding any other provision of this Act,
10 the amount made available under the heading “(INCLUD-
11 ING TRANSFERS OF FUNDS)” under the heading “AGRI-
12 CULTURE BUILDINGS AND FACILITIES” under the heading
13 “AGRICULTURAL PROGRAMS” in title I shall be de-
14 creased by \$6,000,000.

15 SEC. 768. None of the funds made available by this
16 Act shall be used to enforce the requirement in the final
17 rule entitled “Food Labeling: Revision of the Nutrition
18 and Supplement Facts Labels”, published in the Federal
19 Register on May 27, 2016 (81 Fed. Reg. 33742), that any
20 single ingredient sugar, honey, agave, or syrup (including
21 maple syrup) that is packaged and offered for sale as a
22 single ingredient food bear the declaration “Includes ‘X’g
23 Added Sugars”.

24 SEC. 769. The explanatory statement regarding divi-
25 sion C of H.R. 21, printed in the Congressional Record

1 on January 3, 2019, and submitted by the Chair of the
2 Committee on Appropriations, shall have the same effect
3 with respect to allocation of funds and implementation of
4 this Act as if it were a joint explanatory statement of a
5 committee of conference.

6 SEC. 770. (a) Employees furloughed as a result of
7 any lapse in appropriations beginning on or about Decem-
8 ber 22, 2018 and ending on the date of enactment of this
9 Act shall be compensated at their standard rate of com-
10 pensation, for the period of such lapse in appropriations,
11 as soon as practicable after such lapse in appropriations
12 ends.

13 (b) For purposes of this section, “employees” means
14 any Federal employees whose salaries and expenses are
15 provided in this Act.

16 (c) All obligations incurred in anticipation of the ap-
17 propriations made and authority granted by this Act for
18 the purposes of maintaining the essential level of activity
19 to protect life and property and bringing about orderly ter-
20 mination of Government functions, and for purposes as
21 otherwise authorized by law, are hereby ratified and ap-
22 proved if otherwise in accord with the provisions of this
23 Act.

24 SEC. 771. (a) If a State (or another Federal grantee)
25 used State funds (or the grantee’s non-Federal funds) to

- 1 continue carrying out a Federal program or furloughed
- 2 State employees (or the grantee's employees) whose com-
- 3 pensation is advanced or reimbursed in whole or in part
- 4 by the Federal Government—

21 (b) For purposes of this section, the term "State"
22 and the term "grantee," including United States terri-
23 tories and possessions, shall have the meaning given such
24 terms under the applicable Federal program under sub-
25 section (a). In addition, "to continue carrying out a Fed-

1 eral program" means the continued performance by a
2 State or other Federal grantee, during the period of a
3 lapse in appropriations, of a Federal program that the
4 State or such other grantee had been carrying out prior
5 to the period of the lapse in appropriations.

6 (c) The authority under this section applies with re-
7 spect to any period in fiscal year 2019 (not limited to peri-
8 ods beginning or ending after the date of the enactment
9 of this Act) during which there occurs a lapse in appro-
10 priations with respect to any department or agency of the
11 Federal Government receiving funding in this Act which,
12 but for such lapse in appropriations, would have paid, or
13 made reimbursement relating to, any of the expenses re-
14 ferred to in this section with respect to the program in-
15 volved. Payments and reimbursements under this author-
16 ity shall be made only to the extent and in amounts pro-
17 vided in advance in appropriations Acts.

18 This Act may be cited as the "Agriculture, Rural De-
19 velopment, Food and Drug Administration, and Related
20 Agencies Appropriations Act, 2019".

Passed the House of Representatives January 10,
2019.

Attest:

KAREN L. HAAS,

Clerk.