

Union Calendar No. 358

116TH CONGRESS
2^D SESSION

H. R. 7610

[Report No. 116–446]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2021, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 13, 2020

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

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2021, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for Ag-
5 riculture, Rural Development, Food and Drug Administra-
6 tion, and Related Agencies programs for fiscal year ending
7 September 30, 2021, and for other purposes, namely:

8 TITLE I

9 AGRICULTURAL PROGRAMS

10 PROCESSING, RESEARCH, AND MARKETING

11 OFFICE OF THE SECRETARY

12 (INCLUDING TRANSFERS OF FUNDS)

13 For necessary expenses of the Office of the Secretary,
14 \$47,638,000, of which not to exceed \$5,118,000 shall be
15 available for the immediate Office of the Secretary; not
16 to exceed \$1,329,000 shall be available for the Office of
17 Homeland Security; not to exceed \$6,508,000 shall be
18 available for the Office of Partnerships and Public En-
19 gagement, of which \$1,500,000 shall be for 7 U.S.C.
20 2279(c)(5); not to exceed \$23,392,000 shall be available
21 for the Office of the Assistant Secretary for Administra-
22 tion, of which \$22,509,000 shall be available for Depart-
23 mental Administration to provide for necessary expenses
24 for management support services to offices of the Depart-
25 ment and for general administration, security, repairs and

1 alterations, and other miscellaneous supplies and expenses
2 not otherwise provided for and necessary for the practical
3 and efficient work of the Department: *Provided*, That
4 funds made available by this Act to an agency in the Ad-
5 ministration mission area for salaries and expenses are
6 available to fund up to one administrative support staff
7 for the Office; not to exceed \$3,921,000 shall be available
8 for the Office of Assistant Secretary for Congressional Re-
9 lations and Intergovernmental Affairs to carry out the
10 programs funded by this Act, including programs involv-
11 ing intergovernmental affairs and liaison within the execu-
12 tive branch; and not to exceed \$7,370,000 shall be avail-
13 able for the Office of Communications: *Provided further*,
14 That the Secretary of Agriculture is authorized to transfer
15 funds appropriated for any office of the Office of the Sec-
16 retary to any other office of the Office of the Secretary:
17 *Provided further*, That no appropriation for any office
18 shall be increased or decreased by more than 5 percent:
19 *Provided further*, That not to exceed \$22,000 of the
20 amount made available under this paragraph for the im-
21 mediate Office of the Secretary shall be available for offi-
22 cial reception and representation expenses, not otherwise
23 provided for, as determined by the Secretary: *Provided*
24 *further*, That the amount made available under this head-
25 ing for Departmental Administration shall be reimbursed

1 from applicable appropriations in this Act for travel ex-
 2 penses incident to the holding of hearings as required by
 3 5 U.S.C. 551–558: *Provided further*, That funds made
 4 available under this heading for the Office of the Assistant
 5 Secretary for Congressional Relations and Intergovern-
 6 mental Affairs may be transferred to agencies of the De-
 7 partment of Agriculture funded by this Act to maintain
 8 personnel at the agency level: *Provided further*, That no
 9 funds made available under this heading for the Office of
 10 Assistant Secretary for Congressional Relations may be
 11 obligated after 30 days from the date of enactment of this
 12 Act, unless the Secretary has notified the Committees on
 13 Appropriations of both Houses of Congress on the alloca-
 14 tion of these funds by USDA agency: *Provided further*,
 15 That during any 30 day notification period referenced in
 16 section 716 of this Act, the Secretary of Agriculture shall
 17 take no action to begin implementation of the action that
 18 is subject to section 716 of this Act or make any public
 19 announcement of such action in any form.

20 EXECUTIVE OPERATIONS

21 OFFICE OF THE CHIEF ECONOMIST

22 For necessary expenses of the Office of the Chief
 23 Economist, \$21,251,000, of which \$5,000,000 shall be for
 24 grants or cooperative agreements for policy research under
 25 7 U.S.C. 3155.

1 OFFICE OF HEARINGS AND APPEALS

2 For necessary expenses of the Office of Hearings and
3 Appeals, \$15,448,000.

4 OFFICE OF BUDGET AND PROGRAM ANALYSIS

5 For necessary expenses of the Office of Budget and
6 Program Analysis, \$9,666,000.

7 OFFICE OF THE CHIEF INFORMATION OFFICER

8 For necessary expenses of the Office of the Chief In-
9 formation Officer, \$73,354,000, of which not less than
10 \$56,000,000 is for cybersecurity requirements of the de-
11 partment.

12 OFFICE OF THE CHIEF FINANCIAL OFFICER

13 For necessary expenses of the Office of the Chief Fi-
14 nancial Officer, \$6,137,000.

15 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL

16 RIGHTS

17 For necessary expenses of the Office of the Assistant
18 Secretary for Civil Rights, \$910,000: *Provided*, That
19 funds made available by this Act to an agency in the Civil
20 Rights mission area for salaries and expenses are available
21 to fund up to one administrative support staff for the Of-
22 fice.

23 OFFICE OF CIVIL RIGHTS

24 For necessary expenses of the Office of Civil Rights,
25 \$22,875,000.

1 OFFICE OF SAFETY, SECURITY, AND PROTECTION

2 For necessary expenses of the Office of Safety, Secu-
3 rity, and Protection, \$23,218,000.

4 AGRICULTURE BUILDINGS AND FACILITIES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For payment of space rental and related costs pursu-
7 ant to Public Law 92–313, including authorities pursuant
8 to the 1984 delegation of authority from the Adminis-
9 trator of General Services to the Department of Agri-
10 culture under 40 U.S.C. 121, for programs and activities
11 of the Department which are included in this Act, and for
12 alterations and other actions needed for the Department
13 and its agencies to consolidate unneeded space into con-
14 figurations suitable for release to the Administrator of
15 General Services, and for the operation, maintenance, im-
16 provement, and repair of Agriculture buildings and facili-
17 ties, and for related costs, \$108,186,000, to remain avail-
18 able until expended.

19 HAZARDOUS MATERIALS MANAGEMENT

20 (INCLUDING TRANSFERS OF FUNDS)

21 For necessary expenses of the Department of Agri-
22 culture, to comply with the Comprehensive Environmental
23 Response, Compensation, and Liability Act (42 U.S.C.
24 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C.
25 6901 et seq.), \$7,518,000, to remain available until ex-

1 pending: *Provided*, That appropriations and funds available
2 herein to the Department for Hazardous Materials Man-
3 agement may be transferred to any agency of the Depart-
4 ment for its use in meeting all requirements pursuant to
5 the above Acts on Federal and non-Federal lands.

6 OFFICE OF INSPECTOR GENERAL

7 For necessary expenses of the Office of Inspector
8 General, including employment pursuant to the Inspector
9 General Act of 1978 (Public Law 95–452; 5 U.S.C. App.),
10 \$99,791,000, including such sums as may be necessary for
11 contracting and other arrangements with public agencies
12 and private persons pursuant to section 6(a)(9) of the In-
13 spector General Act of 1978 (Public Law 95–452; 5
14 U.S.C. App.), and including not to exceed \$125,000 for
15 certain confidential operational expenses, including the
16 payment of informants, to be expended under the direction
17 of the Inspector General pursuant to the Inspector Gen-
18 eral Act of 1978 (Public Law 95–452; 5 U.S.C. App.) and
19 section 1337 of the Agriculture and Food Act of 1981
20 (Public Law 97–98).

21 OFFICE OF THE GENERAL COUNSEL

22 For necessary expenses of the Office of the General
23 Counsel, \$45,579,000.

4 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
5 EDUCATION, AND ECONOMICS

13 ECONOMIC RESEARCH SERVICE

16 NATIONAL AGRICULTURAL STATISTICS SERVICE

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1 AGRICULTURAL RESEARCH SERVICE

2 SALARIES AND EXPENSES

3 For necessary expenses of the Agricultural Research
4 Service and for acquisition of lands by donation, exchange,
5 or purchase at a nominal cost not to exceed \$100, and
6 for land exchanges where the lands exchanged shall be of
7 equal value or shall be equalized by a payment of money
8 to the grantor which shall not exceed 25 percent of the
9 total value of the land or interests transferred out of Fed-
10 eral ownership, \$1,453,712,000: *Provided*, That appro-
11 priations hereunder shall be available for the operation
12 and maintenance of aircraft and the purchase of not to
13 exceed one for replacement only: *Provided further*, That
14 appropriations hereunder shall be available pursuant to 7
15 U.S.C. 2250 for the construction, alteration, and repair
16 of buildings and improvements, but unless otherwise pro-
17 vided, the cost of constructing any one building shall not
18 exceed \$500,000, except for headhouses or greenhouses
19 which shall each be limited to \$1,800,000, except for 10
20 buildings to be constructed or improved at a cost not to
21 exceed \$1,100,000 each, and except for two buildings to
22 be constructed at a cost not to exceed \$3,000,000 each,
23 and the cost of altering any one building during the fiscal
24 year shall not exceed 10 percent of the current replace-
25 ment value of the building or \$500,000, whichever is

1 greater: *Provided further*, That appropriations hereunder
2 shall be available for entering into lease agreements at any
3 Agricultural Research Service location for the construction
4 of a research facility by a non-Federal entity for use by
5 the Agricultural Research Service and a condition of the
6 lease shall be that any facility shall be owned, operated,
7 and maintained by the non-Federal entity and shall be re-
8 moved upon the expiration or termination of the lease
9 agreement: *Provided further*, That the limitations on alter-
10 ations contained in this Act shall not apply to moderniza-
11 tion or replacement of existing facilities at Beltsville,
12 Maryland: *Provided further*, That appropriations here-
13 under shall be available for granting easements at the
14 Beltsville Agricultural Research Center: *Provided further*,
15 That the foregoing limitations shall not apply to replace-
16 ment of buildings needed to carry out the Act of April
17 24, 1948 (21 U.S.C. 113a): *Provided further*, That appro-
18 priations hereunder shall be available for granting ease-
19 ments at any Agricultural Research Service location for
20 the construction of a research facility by a non-Federal
21 entity for use by, and acceptable to, the Agricultural Re-
22 search Service and a condition of the easements shall be
23 that upon completion the facility shall be accepted by the
24 Secretary, subject to the availability of funds herein, if the
25 Secretary finds that acceptance of the facility is in the

1 interest of the United States: *Provided further*, That funds
 2 may be received from any State, other political subdivi-
 3 sion, organization, or individual for the purpose of estab-
 4 lishing or operating any research facility or research
 5 project of the Agricultural Research Service, as authorized
 6 by law.

7 BUILDINGS AND FACILITIES

8 For the acquisition of land, construction, repair, im-
 9 provement, extension, alteration, and purchase of fixed
 10 equipment or facilities as necessary to carry out the agri-
 11 cultural research programs of the Department of Agri-
 12 culture, where not otherwise provided, \$11,200,000 to re-
 13 main available until expended, to be allocated for ARS fa-
 14 cilities co-located with university partners.

15 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

16 RESEARCH AND EDUCATION ACTIVITIES

17 For payments to agricultural experiment stations, for
 18 cooperative forestry and other research, for facilities, and
 19 for other expenses, \$997,729,000, which shall be for the
 20 purposes, and in the amounts, specified in the table titled
 21 “National Institute of Food and Agriculture, Research
 22 and Education Activities” in the report accompanying this
 23 Act: *Provided*, That funds for research grants for 1994
 24 institutions, education grants for 1890 institutions, His-
 25 panic serving institutions education grants, capacity build-

1 ing for non-land-grant colleges of agriculture, the agri-
 2 culture and food research initiative, veterinary medicine
 3 loan repayment, multicultural scholars, graduate fellow-
 4 ship and institution challenge grants, and grants manage-
 5 ment systems shall remain available until expended: *Pro-*
 6 *vided further*, That each institution eligible to receive
 7 funds under the Evans-Allen program receives no less
 8 than \$1,000,000: *Provided further*, That funds for edu-
 9 cation grants for Alaska Native and Native Hawaiian-
 10 serving institutions be made available to individual eligible
 11 institutions or consortia of eligible institutions with funds
 12 awarded equally to each of the States of Alaska and Ha-
 13 waii: *Provided further*, That funds for education grants for
 14 1890 institutions shall be made available to institutions
 15 eligible to receive funds under 7 U.S.C. 3221 and 3222:
 16 *Provided further*, That not more than 5 percent of the
 17 amounts made available by this or any other Act to carry
 18 out the Agriculture and Food Research Initiative under
 19 7 U.S.C. 3157 may be retained by the Secretary of Agri-
 20 culture to pay administrative costs incurred by the Sec-
 21 retary in carrying out that authority.

22 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

23 For the Native American Institutions Endowment
 24 Fund authorized by Public Law 103–382 (7 U.S.C. 301
 25 note), \$11,857,000, to remain available until expended.

EXTENSION ACTIVITIES

For payments to States, the District of Columbia, Puerto Rico, Guam, the Virgin Islands, Micronesia, the Northern Marianas, and American Samoa, \$538,557,000, which shall be for the purposes, and in the amounts, specified in the table titled “National Institute of Food and Agriculture, Extension Activities” in the report accompanying this Act: *Provided*, That funds for facility improvements at 1890 institutions shall remain available until expended: *Provided further*, That institutions eligible to receive funds under 7 U.S.C. 3221 for cooperative extension receive no less than \$1,000,000: *Provided further*, That funds for cooperative extension under sections 3(b) and (c) of the Smith-Lever Act (7 U.S.C. 343(b) and (c)) and section 208(c) of Public Law 93–471 shall be available for retirement and employees’ compensation costs for extension agents.

INTEGRATED ACTIVITIES

For the integrated research, education, and extension grants programs, including necessary administrative expenses, \$39,000,000, which shall be for the purposes, and in the amounts, specified in the table titled “National Institute of Food and Agriculture, Integrated Activities” in the report accompanying this Act: *Provided*, That funds for the Food and Agriculture Defense Initiative shall re-

1 main available until September 30, 2022: *Provided further*,
 2 That notwithstanding any other provision of law, indirect
 3 costs shall not be charged against any Extension Imple-
 4 mentation Program Area grant awarded under the Crop
 5 Protection/Pest Management Program (7 U.S.C. 7626).

6 OFFICE OF THE UNDER SECRETARY FOR MARKETING
 7 AND REGULATORY PROGRAMS

8 For necessary expenses of the Office of the Under
 9 Secretary for Marketing and Regulatory Programs,
 10 \$809,000: *Provided*, That funds made available by this
 11 Act to an agency in the Marketing and Regulatory Pro-
 12 grams mission area for salaries and expenses are available
 13 to fund up to one administrative support staff for the Of-
 14 fice.

15 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
 16 SALARIES AND EXPENSES
 17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Animal and Plant
 19 Health Inspection Service, including up to \$30,000 for
 20 representation allowances and for expenses pursuant to
 21 the Foreign Service Act of 1980 (22 U.S.C. 4085),
 22 \$1,069,817,000, of which \$480,000, to remain available
 23 until expended, shall be available for the control of out-
 24 breaks of insects, plant diseases, animal diseases and for
 25 control of pest animals and birds (“contingency fund”) to

1 the extent necessary to meet emergency conditions; of
2 which \$15,338,000, to remain available until expended,
3 shall be used for the cotton pests program, including for
4 cost share purposes or for debt retirement for active eradi-
5 cation zones; of which \$38,167,000, to remain available
6 until expended, shall be for Animal Health Technical Serv-
7 ices; of which \$2,000,000 shall be for activities under the
8 authority of the Horse Protection Act of 1970, as amend-
9 ed (15 U.S.C. 1831); of which \$63,331,000, to remain
10 available until expended, shall be used to support avian
11 health; of which \$4,251,000, to remain available until ex-
12 pended, shall be for information technology infrastructure;
13 of which \$198,912,000, to remain available until ex-
14 pended, shall be for specialty crop pests; of which,
15 \$13,979,000, to remain available until expended, shall be
16 for field crop and rangeland ecosystem pests; of which
17 \$18,651,000, to remain available until expended, shall be
18 for zoonotic disease management; of which \$41,363,000,
19 to remain available until expended, shall be for emergency
20 preparedness and response; of which \$60,600,000, to re-
21 main available until expended, shall be for tree and wood
22 pests; of which \$5,739,000, to remain available until ex-
23 pended, shall be for the National Veterinary Stockpile; of
24 which up to \$1,500,000, to remain available until ex-
25 pended, shall be for the scrapie program for indemnities;

1 of which \$2,500,000, to remain available until expended,
2 shall be for the wildlife damage management program for
3 aviation safety: *Provided*, That of amounts available under
4 this heading for wildlife services methods development,
5 \$1,000,000 shall remain available until expended: *Pro-*
6 *vided further*, That of amounts available under this head-
7 ing for the screwworm program, \$4,990,000 shall remain
8 available until expended; of which \$20,838,000, to remain
9 available until expended, shall be used to carry out the
10 science program and transition activities for the National
11 Bio and Agro-defense Facility located in Manhattan, Kan-
12 sas: *Provided further*, That no funds shall be used to for-
13 mulate or administer a brucellosis eradication program for
14 the current fiscal year that does not require minimum
15 matching by the States of at least 40 percent: *Provided*
16 *further*, That this appropriation shall be available for the
17 purchase, replacement, operation, and maintenance of air-
18 craft: *Provided further*, That in addition, in emergencies
19 which threaten any segment of the agricultural production
20 industry of the United States, the Secretary may transfer
21 from other appropriations or funds available to the agen-
22 cies or corporations of the Department such sums as may
23 be deemed necessary, to be available only in such emer-
24 gencies for the arrest and eradication of contagious or in-
25 fectious disease or pests of animals, poultry, or plants, and

1 for expenses in accordance with sections 10411 and 10417
2 of the Animal Health Protection Act (7 U.S.C. 8310 and
3 8316) and sections 431 and 442 of the Plant Protection
4 Act (7 U.S.C. 7751 and 7772), and any unexpended bal-
5 ances of funds transferred for such emergency purposes
6 in the preceding fiscal year shall be merged with such
7 transferred amounts: *Provided further*, That appropria-
8 tions hereunder shall be available pursuant to law (7
9 U.S.C. 2250) for the repair and alteration of leased build-
10 ings and improvements, but unless otherwise provided the
11 cost of altering any one building during the fiscal year
12 shall not exceed 10 percent of the current replacement
13 value of the building.

14 In fiscal year 2021, the agency is authorized to collect
15 fees to cover the total costs of providing technical assist-
16 ance, goods, or services requested by States, other political
17 subdivisions, domestic and international organizations,
18 foreign governments, or individuals, provided that such
19 fees are structured such that any entity's liability for such
20 fees is reasonably based on the technical assistance, goods,
21 or services provided to the entity by the agency, and such
22 fees shall be reimbursed to this account, to remain avail-
23 able until expended, without further appropriation, for
24 providing such assistance, goods, or services.

1 BUILDINGS AND FACILITIES

2 For plans, construction, repair, preventive maintenance,
3 nance, environmental support, improvement, extension, alteration,
4 and purchase of fixed equipment or facilities, as authorized by 7 U.S.C. 2250,
5 and acquisition of land as authorized by 7 U.S.C. 2268a,
6 \$3,175,000, to remain available until expended.

8 AGRICULTURAL MARKETING SERVICE

9 MARKETING SERVICES

10 For necessary expenses of the Agricultural Marketing
11 Service, \$188,891,000, of which \$6,000,000 shall be available
12 for the purposes of section 12306 of Public Law 113–79: *Provided*,
13 That this appropriation shall be available pursuant to law
14 (7 U.S.C. 2250) for the alteration and repair of buildings and
15 improvements, but the cost of altering any one building during
16 the fiscal year shall not exceed 10 percent of the current
17 replacement value of the building.

18
19 Fees may be collected for the cost of standardization
20 activities, as established by regulation pursuant to law (31
21 U.S.C. 9701).

22 LIMITATION ON ADMINISTRATIVE EXPENSES

23 Not to exceed \$61,227,000 (from fees collected) shall
24 be obligated during the current fiscal year for administrative
25 expenses: *Provided*, That if crop size is understated

1 and/or other uncontrollable events occur, the agency may
2 exceed this limitation by up to 10 percent with notification
3 to the Committees on Appropriations of both Houses of
4 Congress.

5 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND
6 SUPPLY (SECTION 32)

7 (INCLUDING TRANSFERS OF FUNDS)

8 Funds available under section 32 of the Act of Au-
9 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
10 modity program expenses as authorized therein, and other
11 related operating expenses, except for: (1) transfers to the
12 Department of Commerce as authorized by the Fish and
13 Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) trans-
14 fers otherwise provided in this Act; and (3) not more than
15 \$20,705,000 for formulation and administration of mar-
16 keting agreements and orders pursuant to the Agricultural
17 Marketing Agreement Act of 1937 and the Agricultural
18 Act of 1961 (Public Law 87–128).

19 PAYMENTS TO STATES AND POSSESSIONS

20 For payments to departments of agriculture, bureaus
21 and departments of markets, and similar agencies for
22 marketing activities under section 204(b) of the Agricul-
23 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
24 \$1,235,000.

10 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

17 FOOD SAFETY AND INSPECTION SERVICE

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1 oratory accreditation as authorized by section 1327 of the
2 Food, Agriculture, Conservation and Trade Act of 1990
3 (7 U.S.C. 138f): *Provided*, That funds provided for the
4 Public Health Data Communication Infrastructure system
5 shall remain available until expended: *Provided further*,
6 That of the amounts available provided under this head-
7 ing, \$7,300,000, to remain available until expended, shall
8 be for the relocation of the Mid-Western Laboratory: *Pro-*
9 *vided further*, That no fewer than 148 full-time equivalent
10 positions shall be employed during fiscal year 2021 for
11 purposes dedicated solely to inspections and enforcement
12 related to the Humane Methods of Slaughter Act (7
13 U.S.C. 1901 et seq.): *Provided further*, That the Food
14 Safety and Inspection Service shall continue implementa-
15 tion of section 11016 of Public Law 110–246 as further
16 clarified by the amendments made in section 12106 of
17 Public Law 113–79: *Provided further*, That this appro-
18 priation shall be available pursuant to law (7 U.S.C. 2250)
19 for the alteration and repair of buildings and improve-
20 ments, but the cost of altering any one building during
21 the fiscal year shall not exceed 10 percent of the current
22 replacement value of the building.

1 TITLE II
2 FARM PRODUCTION AND CONSERVATION
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR FARM
5 PRODUCTION AND CONSERVATION

6 For necessary expenses of the Office of the Under
7 Secretary for Farm Production and Conservation,
8 \$916,000: *Provided*, That funds made available by this
9 Act to an agency in the Farm Production and Conserva-
10 tion mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the Of-
12 fice.

13 FARM PRODUCTION AND CONSERVATION BUSINESS
14 CENTER

15 SALARIES AND EXPENSES
16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses of the Farm Production and
18 Conservation Business Center, \$232,194,000: *Provided*,
19 That \$60,228,000 of amounts appropriated for the cur-
20 rent fiscal year pursuant to section 1241(a) of the Farm
21 Security and Rural Investment Act of 1985 (16 U.S.C.
22 3841(a)) shall be transferred to and merged with this ac-
23 count.

1 FARM SERVICE AGENCY

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Farm Service Agency,
5 \$1,152,323,000, of which not less than \$20,000,000 shall
6 be for the hiring of new employees to fill vacancies and
7 anticipated vacancies at Farm Service Agency county of-
8 fices and farm loan officers and shall be available until
9 September 30, 2022: *Provided*, That not more than 50
10 percent of the funding made available under this heading
11 for information technology related to farm program deliv-
12 ery may be obligated until the Secretary submits to the
13 Committees on Appropriations of both Houses of Con-
14 gress, and receives written or electronic notification of re-
15 ceipt from such Committees of, a plan for expenditure that
16 (1) identifies for each project/investment over \$25,000 (a)
17 the functional and performance capabilities to be delivered
18 and the mission benefits to be realized, (b) the estimated
19 lifecycle cost for the entirety of the project/investment, in-
20 cluding estimates for development as well as maintenance
21 and operations, and (c) key milestones to be met; (2) dem-
22 onstrates that each project/investment is, (a) consistent
23 with the Farm Service Agency Information Technology
24 Roadmap, (b) being managed in accordance with applica-
25 ble lifecycle management policies and guidance, and (c)

1 subject to the applicable Department's capital planning
2 and investment control requirements; and (3) has been re-
3 viewed by the Government Accountability Office and ap-
4 proved by the Committees on Appropriations of both
5 Houses of Congress: *Provided further*, That the agency
6 shall submit a report by the end of the fourth quarter of
7 fiscal year 2021 to the Committees on Appropriations and
8 the Government Accountability Office, that identifies for
9 each project/investment that is operational (a) current
10 performance against key indicators of customer satisfac-
11 tion, (b) current performance of service level agreements
12 or other technical metrics, (c) current performance against
13 a pre-established cost baseline, (d) a detailed breakdown
14 of current and planned spending on operational enhance-
15 ments or upgrades, and (e) an assessment of whether the
16 investment continues to meet business needs as intended
17 as well as alternatives to the investment: *Provided further*,
18 That the Secretary is authorized to use the services, facili-
19 ties, and authorities (but not the funds) of the Commodity
20 Credit Corporation to make program payments for all pro-
21 grams administered by the Agency: *Provided further*, That
22 other funds made available to the Agency for authorized
23 activities may be advanced to and merged with this ac-
24 count: *Provided further*, That funds made available to
25 county committees shall remain available until expended:

1 *Provided further*, That none of the funds available to the
 2 Farm Service Agency shall be used to close Farm Service
 3 Agency county offices: *Provided further*, That none of the
 4 funds available to the Farm Service Agency shall be used
 5 to permanently relocate county based employees that
 6 would result in an office with two or fewer employees with-
 7 out prior notification and approval of the Committees on
 8 Appropriations of both Houses of Congress.

9 STATE MEDIATION GRANTS

10 For grants pursuant to section 502(b) of the Agricul-
 11 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
 12 5106), \$6,914,000.

13 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

14 For necessary expenses to carry out wellhead or
 15 groundwater protection activities under section 1240O of
 16 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),
 17 \$6,500,000, to remain available until expended.

18 DAIRY INDEMNITY PROGRAM

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses involved in making indemnity
 21 payments to dairy farmers and manufacturers of dairy
 22 products under a dairy indemnity program, such sums as
 23 may be necessary, to remain available until expended: *Pro-*
 24 *vided*, That such program is carried out by the Secretary
 25 in the same manner as the dairy indemnity program de-

1 scribed in the Agriculture, Rural Development, Food and
 2 Drug Administration, and Related Agencies Appropria-
 3 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–
 4 12).

5 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

6 ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

8 For gross obligations for the principal amount of di-
 9 rect and guaranteed farm ownership (7 U.S.C. 1922 et
 10 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
 11 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
 12 quisition loans (25 U.S.C. 5136), boll weevil loans (7
 13 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
 14 1924 et seq.), relending program (7 U.S.C. 1936c), and
 15 Indian highly fractionated land loans (25 U.S.C. 5136)
 16 to be available from funds in the Agricultural Credit In-
 17 surance Fund, as follows: \$2,750,000,000 for guaranteed
 18 farm ownership loans and \$2,119,000,000 for farm owner-
 19 ship direct loans; \$2,118,482,000 for unsubsidized guar-
 20 anteed operating loans and \$1,633,333,000 for direct op-
 21 erating loans; emergency loans, \$37,668,000; Indian tribe
 22 land acquisition loans, \$20,000,000; guaranteed conserva-
 23 tion loans, \$150,000,000; relending program,
 24 \$33,693,000; Indian highly fractionated land loans,
 25 \$10,000,000; and for boll weevil eradication program

1 loans, \$60,000,000: *Provided*, That the Secretary shall
2 deem the pink bollworm to be a boll weevil for the purpose
3 of boll weevil eradication program loans.

4 For the cost of direct and guaranteed loans and
5 grants, including the cost of modifying loans as defined
6 in section 502 of the Congressional Budget Act of 1974,
7 as follows: \$38,710,000 for direct farm operating loans,
8 \$23,727,000 for unsubsidized guaranteed farm operating
9 loans, \$207,000 for emergency loans, \$5,000,000 for the
10 relending program, and \$1,484,000 for Indian highly
11 fractionated land loans, to remain available until ex-
12 pended.

13 In addition, for administrative expenses necessary to
14 carry out the direct and guaranteed loan programs,
15 \$307,344,000: *Provided*, That of this amount,
16 \$294,114,000 shall be transferred to and merged with the
17 appropriation for “Farm Service Agency, Salaries and Ex-
18 penses”.

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

1 RISK MANAGEMENT AGENCY

2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management
4 Agency, \$59,374,000: *Provided*, That \$2,000,000 shall be
5 available for compliance and integrity activities required
6 under section 516(b)(2)(C) of the Federal Crop Insurance
7 Act of 1938 (7 U.S.C. 1516(b)(2)(C)) in addition to other
8 amounts provided: *Provided further*, That not to exceed
9 \$1,000 shall be available for official reception and rep-
10 resentation expenses, as authorized by 7 U.S.C. 1506(i).

11 NATURAL RESOURCES CONSERVATION SERVICE

12 CONSERVATION OPERATIONS

13 For necessary expenses for carrying out the provi-
14 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),
15 including preparation of conservation plans and establish-
16 ment of measures to conserve soil and water (including
17 farm irrigation and land drainage and such special meas-
18 ures for soil and water management as may be necessary
19 to prevent floods and the siltation of reservoirs and to con-
20 trol agricultural related pollutants); operation of conserva-
21 tion plant materials centers; classification and mapping of
22 soil; dissemination of information; acquisition of lands,
23 water, and interests therein for use in the plant materials
24 program by donation, exchange, or purchase at a nominal
25 cost not to exceed \$100 pursuant to the Act of August

1 3, 1956 (7 U.S.C. 2268a); purchase and erection or alter-
2 ation or improvement of permanent and temporary build-
3 ings; and operation and maintenance of aircraft,
4 \$833,785,000, to remain available until September 30,
5 2022: *Provided*, That appropriations hereunder shall be
6 available pursuant to 7 U.S.C. 2250 for construction and
7 improvement of buildings and public improvements at
8 plant materials centers, except that the cost of alterations
9 and improvements to other buildings and other public im-
10 provements shall not exceed \$250,000: *Provided further*,
11 That when buildings or other structures are erected on
12 non-Federal land, that the right to use such land is ob-
13 tained as provided in 7 U.S.C. 2250a.

14 WATERSHED AND FLOOD PREVENTION OPERATIONS

15 For necessary expenses to carry out preventive meas-
16 ures, including but not limited to surveys and investiga-
17 tions, engineering operations, works of improvement, and
18 changes in use of land, in accordance with the Watershed
19 Protection and Flood Prevention Act (16 U.S.C. 1001–
20 1005 and 1007–1009) and in accordance with the provi-
21 sions of laws relating to the activities of the Department,
22 \$155,000,000, to remain available until expended: *Pro-*
23 *vided*, That for funds provided by this Act or any other
24 prior Act, the limitation regarding the size of the water-
25 shed or subwatershed exceeding two hundred and fifty

1 thousand acres in which such activities can be undertaken
2 shall only apply for activities undertaken for the primary
3 purpose of flood prevention (including structural and land
4 treatment measures): *Provided further*, That of the
5 amounts made available under this heading, \$52,500,000
6 shall be allocated to projects and activities that can com-
7 mence promptly following enactment; that address re-
8 gional priorities for flood prevention, agricultural water
9 management, inefficient irrigation systems, fish and wild-
10 life habitat, or watershed protection; or that address au-
11 thorized ongoing projects under the authorities of section
12 13 of the Flood Control Act of December 22, 1944 (Public
13 Law 78–534) with a primary purpose of watershed protec-
14 tion by preventing floodwater damage and stabilizing
15 stream channels, tributaries, and banks to reduce erosion
16 and sediment transport.

17 WATERSHED REHABILITATION PROGRAM

18 Under the authorities of section 14 of the Watershed
19 Protection and Flood Prevention Act, \$12,000,000 is pro-
20 vided.

21 CORPORATIONS

22 The following corporations and agencies are hereby
23 authorized to make expenditures, within the limits of
24 funds and borrowing authority available to each such cor-
25 poration or agency and in accord with law, and to make

1 contracts and commitments without regard to fiscal year
2 limitations as provided by section 104 of the Government
3 Corporation Control Act as may be necessary in carrying
4 out the programs set forth in the budget for the current
5 fiscal year for such corporation or agency, except as here-
6 inafter provided.

7 FEDERAL CROP INSURANCE CORPORATION FUND

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

11 COMMODITY CREDIT CORPORATION FUND

12 REIMBURSEMENT FOR NET REALIZED LOSSES

13 (INCLUDING TRANSFERS OF FUNDS)

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

1 Foreign Agricultural Service that are not related to Com-
2 modity Credit Corporation business.

3 HAZARDOUS WASTE MANAGEMENT

4 (LIMITATION ON EXPENSES)

5 For the current fiscal year, the Commodity Credit
6 Corporation shall not expend more than \$15,000,000 for
7 site investigation and cleanup expenses, and operations
8 and maintenance expenses to comply with the requirement
9 of section 107(g) of the Comprehensive Environmental
10 Response, Compensation, and Liability Act (42 U.S.C.
11 9607(g)), and section 6001 of the Solid Waste Disposal
12 Act (42 U.S.C. 6961).

13 TITLE III

14 RURAL DEVELOPMENT PROGRAMS

15 OFFICE OF THE UNDER SECRETARY FOR RURAL

16 DEVELOPMENT

17 For necessary expenses of the Office of the Under
18 Secretary for Rural Development, \$812,000: *Provided*,
19 That funds made available by this Act to an agency in
20 the Rural Development mission area for salaries and ex-
21 penses are available to fund up to one administrative sup-
22 port staff for the Office.

1 RURAL DEVELOPMENT
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses for carrying out the adminis-
5 tration and implementation of Rural Development pro-
6 grams, including activities with institutions concerning the
7 development and operation of agricultural cooperatives;
8 and for cooperative agreements; \$311,942,000: *Provided*,
9 That notwithstanding any other provision of law, funds
10 appropriated under this heading may be used for adver-
11 tising and promotional activities that support Rural Devel-
12 opment programs: *Provided further*, That in addition to
13 any other funds appropriated for purposes authorized by
14 section 502(i) of the Housing Act of 1949 (42 U.S.C.
15 1472(i)), any amounts collected under such section will
16 immediately be credited to this account and will remain
17 available until expended for such purposes: *Provided fur-*
18 *ther*, That of the amount provided under this heading,
19 \$1,000,000, shall be for the administration of the multi-
20 family voucher program account: *Provided further*, That
21 of the amount provided under this heading, \$30,000,000,
22 to remain available until expended, shall be for the reloca-
23 tion from the Goodfellow facility in St. Louis, Missouri.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

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

For the cost of direct and guaranteed loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, as follows: section 502 loans, \$33,300,000 shall be for direct loans; section 504 housing repair loans, \$2,215,000; section 523 self-help housing land development loans, \$269,000; section 524 site development loans, \$355,000; and repair, rehabilitation, and new construction of section 515 rental housing, \$6,688,000: *Provided*, That to support the loan program level for section 538 guaranteed loans made

1 available under this heading the Secretary may charge or
2 adjust any fees to cover the projected cost of such loan
3 guarantees pursuant to the provisions of the Credit Re-
4 form Act of 1990 (2 U.S.C. 661 et seq.), and the interest
5 on such loans may not be subsidized: *Provided further*,
6 That applicants in communities that have a current rural
7 area waiver under section 541 of the Housing Act of 1949
8 (42 U.S.C. 1490q) shall be treated as living in a rural
9 area for purposes of section 502 guaranteed loans pro-
10 vided under this heading: *Provided further*, That of the
11 amounts available under this paragraph for section 502
12 direct loans, no less than \$5,000,000 shall be available for
13 direct loans for individuals whose homes will be built pur-
14 suant to a program funded with a mutual and self-help
15 housing grant authorized by section 523 of the Housing
16 Act of 1949 until June 1, 2021: *Provided further*, That
17 the Secretary shall implement provisions to provide incen-
18 tives to nonprofit organizations and public housing au-
19 thorities to facilitate the acquisition of Rural Housing
20 Service (RHS) multifamily housing properties by such
21 nonprofit organizations and public housing authorities
22 that commit to keep such properties in the RHS multi-
23 family housing program for a period of time as determined
24 by the Secretary, with such incentives to include, but not
25 be limited to, the following: allow such nonprofit entities

1 and public housing authorities to earn a Return on Invest-
2 ment on their own resources to include proceeds from low
3 income housing tax credit syndication, own contributions,
4 grants, and developer loans at favorable rates and terms,
5 invested in a deal; and allow reimbursement of organiza-
6 tional costs associated with owner's oversight of asset re-
7 ferred to as "Asset Management Fee" of up to \$7,500
8 per property.

9 In addition, for the cost of direct loans, grants, and
10 contracts, as authorized by sections 514 and 516 of the
11 Housing Act of 1949 (42 U.S.C. 1484, 1486),
12 \$15,093,000, to remain available until expended, for direct
13 farm labor housing loans and domestic farm labor housing
14 grants and contracts: *Provided*, That any balances avail-
15 able for the Farm Labor Program Account shall be trans-
16 ferred to and merged with this account.

17 In addition, for the cost of direct loans and grants,
18 including the cost of modifying loans, as defined in section
19 502 of the Congressional Budget Act of 1974,
20 \$30,000,000, to remain available until expended, which
21 shall be for a demonstration program for the preservation
22 and revitalization of the multi-family rental housing prop-
23 erties assisted under sections 514, 515, and 516 of the
24 Housing Act of 1949 to restructure existing USDA multi-
25 family housing loans, as the Secretary deems appropriate,

1 expressly for the purpose of ensuring the projects have
2 sufficient resources to preserve the projects for the pur-
3 pose of providing safe and affordable housing for low-in-
4 come residents and farm laborers including reducing or
5 eliminating interest, deferring loan payments, subordi-
6 nating, reducing or re-amortizing loan debt, and providing
7 other financial assistance including advances, payments
8 and incentives (including the ability of owners to obtain
9 reasonable returns on investment) required by the Sec-
10 retary: *Provided*, That as part of the preservation and re-
11 vitalization agreement, the Secretary shall obtain a restric-
12 tive use agreement consistent with the terms of the re-
13 structuring: *Provided further*, That all balances, including
14 obligated balances, available for all demonstration pro-
15 grams for the preservation and revitalization of section
16 514, 515, and 516 multi-family rental housing properties
17 in the “Multi-Family Housing Revitalization Program Ac-
18 count” shall be transferred to and merged with this ac-
19 count and shall be for the preservation and revitalization
20 of section 514, 515, and 516 multi-family rental housing
21 properties, including the restructuring of existing USDA
22 multi-family housing loans: *Provided further*, That fol-
23 lowing the transfer of balances described in the preceding
24 proviso, any adjustments to obligations for the demonstra-
25 tion programs for the preservation and revitalization of

1 section 514, 515, and 516 multi-family housing rental
 2 housing properties incurred in the “Multi-Family Housing
 3 Revitalization Program Account” shall be made in this ac-
 4 count.

5 In addition, for administrative expenses necessary to
 6 carry out the direct and guaranteed loan programs,
 7 \$412,254,000 shall be transferred to and merged with the
 8 appropriation for “Rural Development, Salaries and Ex-
 9 penses”.

10 RENTAL ASSISTANCE PROGRAM

11 (INCLUDING TRANSFERS OF FUNDS)

12 For rental assistance agreements entered into or re-
 13 newed pursuant to the authority under section 521(a)(2)
 14 of the Housing Act of 1949 or agreements entered into
 15 in lieu of debt forgiveness or payments for eligible house-
 16 holds as authorized by section 502(c)(5)(D) of the Hous-
 17 ing Act of 1949, \$1,450,000,000, of which \$40,000,000
 18 shall be available until September 30, 2022; and in addi-
 19 tion such sums as may be necessary, as authorized by sec-
 20 tion 521(c) of the Act, to liquidate debt incurred prior to
 21 fiscal year 1992 to carry out the rental assistance program
 22 under section 521(a)(2) of the Act: *Provided*, That of the
 23 amounts made available under this heading,
 24 \$1,410,000,000 shall be available for renewal of rental as-
 25 sistance agreements: *Provided further*, That rental assist-

1 ance agreements entered into or renewed during the cur-
2 rent fiscal year shall be funded for a one-year period: *Pro-*
3 *vided further*, That upon request by an owner of a project
4 financed by an existing loan under section 514 or 515 of
5 the Act, the Secretary may renew the rental assistance
6 agreement for a period of 20 years or until the term of
7 such loan has expired, subject to annual appropriations:
8 *Provided further*, That any unexpended balances remain-
9 ing at the end of such one-year agreements may be trans-
10 ferred and used for purposes of any debt reduction, main-
11 tenance, repair, or rehabilitation of any existing projects;
12 preservation; and rental assistance activities authorized
13 under title V of the Act: *Provided further*, That rental as-
14 sistance provided under agreements entered into prior to
15 fiscal year 2021 for a farm labor multi-family housing
16 project financed under section 514 or 516 of the Act may
17 not be recaptured for use in another project until such
18 assistance has remained unused for a period of 12 con-
19 secutive months, if such project has a waiting list of ten-
20 ants seeking such assistance or the project has rental as-
21 sistance eligible tenants who are not receiving such assist-
22 ance: *Provided further*, That such recaptured rental assist-
23 ance shall, to the extent practicable, be applied to another
24 farm labor multi-family housing project financed under
25 section 514 or 516 of the Act: *Provided further*, That ex-

1 cept as provided in the fifth proviso under this heading
2 and notwithstanding any other provision of the Act, the
3 Secretary may recapture rental assistance provided under
4 agreements entered into prior to fiscal year 2021 for a
5 project that the Secretary determines no longer needs
6 rental assistance and use such recaptured funds for cur-
7 rent needs: *Provided further*, That of the amounts made
8 available under this heading, \$40,000,000 shall be avail-
9 able for rural housing vouchers to any low-income house-
10 hold, including a household that does not receive rental
11 assistance, residing in a property financed with a section
12 515 loan that has been prepaid or otherwise paid off after
13 September 30, 2005: *Provided further*, That the amount
14 of such vouchers shall be equal to the difference between
15 comparable market rent for the section 515 unit and the
16 tenant paid rent for such unit: *Provided further*, That such
17 vouchers shall be subject to the availability of annual ap-
18 propriations: *Provided further*, That the Secretary shall,
19 to the maximum extent practicable, administer such
20 vouchers with current regulations and administrative guid-
21 ance applicable to section 8 housing vouchers administered
22 by the Secretary of the Department of Housing and Urban
23 Development: *Provided further*, That any balances avail-
24 able for the rural housing voucher program in the “Multi-
25 Family Housing Revitalization Program Account” shall be

1 transferred to and merged with this account and shall be
 2 available for the rural housing voucher program: *Provided*
 3 *further*, That if the Secretary determines that the amount
 4 made available for vouchers or rental assistance in this
 5 Act is not needed for vouchers or rental assistance, the
 6 Secretary may use such funds for any of the programs
 7 described under this heading.

8 MUTUAL AND SELF-HELP HOUSING GRANTS

9 For grants and contracts pursuant to section
 10 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
 11 1490c), \$31,000,000, to remain available until expended.

12 RURAL HOUSING ASSISTANCE GRANTS

13 For grants for very low-income housing repair and
 14 rural housing preservation made by the Rural Housing
 15 Service, as authorized by 42 U.S.C. 1474 and 1490m,
 16 \$45,000,000, to remain available until expended.

17 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

18 (INCLUDING TRANSFERS OF FUNDS)

19 For gross obligations for the principal amount of di-
 20 rect and guaranteed loans as authorized by section 306
 21 and described in section 381E(d)(1) of the Consolidated
 22 Farm and Rural Development Act, \$2,800,000,000 for di-
 23 rect loans and \$500,000,000 for guaranteed loans.

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, \$49,000,000, 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 \$6,000,000 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 \$5,000,000 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: *Provided further*, That the unexpended amounts
 8 provided under the first paragraph of this heading in Pub-
 9 lic Law 114–113 and made available for gross obligations
 10 of direct loans under section 1942.30 of title 7, Code of
 11 Federal Regulations, shall remain available through fiscal
 12 year 2026.

13 RURAL BUSINESS—COOPERATIVE SERVICE

14 RURAL BUSINESS PROGRAM ACCOUNT

15 (INCLUDING TRANSFERS OF FUNDS)

16 For the cost of loan guarantees and grants, for the
 17 rural business development programs authorized by sec-
 18 tion 310B and described in subsections (a), (c), (f) and
 19 (g) of section 310B of the Consolidated Farm and Rural
 20 Development Act, \$62,200,000, to remain available until
 21 expended: *Provided*, That of the amount appropriated
 22 under this heading, not to exceed \$500,000 shall be made
 23 available for one grant to a qualified national organization
 24 to provide technical assistance for rural transportation in
 25 order to promote economic development and \$9,000,000

1 shall be for grants to the Delta Regional Authority (7
 2 U.S.C. 2009aa et seq.), the Northern Border Regional
 3 Commission (40 U.S.C. 15101 et seq.), and the Appa-
 4 lachian Regional Commission (40 U.S.C. 14101 et seq.)
 5 for any Rural Community Advancement Program purpose
 6 as described in section 381E(d) of the Consolidated Farm
 7 and Rural Development Act, of which not more than 5
 8 percent may be used for administrative expenses: *Provided*
 9 *further*, That \$4,000,000 of the amount appropriated
 10 under this heading shall be for business grants to benefit
 11 Federally Recognized Native American Tribes, including
 12 \$250,000 for a grant to a qualified national organization
 13 to provide technical assistance for rural transportation in
 14 order to promote economic development: *Provided further*,
 15 That sections 381E–H and 381N of the Consolidated
 16 Farm and Rural Development Act are not applicable to
 17 funds made available under this heading.

18 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT

19 (INCLUDING TRANSFER OF FUNDS)

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

23 For the cost of direct loans, \$2,939,000, as author-
 24 ized by the Intermediary Relending Program Fund Ac-
 25 count (7 U.S.C. 1936b), of which \$557,000 shall be avail-

1 able through June 30, 2021, for Federally Recognized Na-
 2 tive American Tribes; and of which \$1,072,000 shall be
 3 available through June 30, 2021, for Mississippi Delta Re-
 4 gion counties (as determined in accordance with Public
 5 Law 100–460): *Provided*, That such costs, including the
 6 cost of modifying such loans, shall be as defined in section
 7 502 of the Congressional Budget Act of 1974.

8 In addition, for administrative expenses to carry out
 9 the direct loan programs, \$4,468,000 shall be transferred
 10 to and merged with the appropriation for “Rural Develop-
 11 ment, Salaries and Expenses”.

12 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

13 ACCOUNT

14 For the principal amount of direct loans, as author-
 15 ized under section 313B(a) of the Rural Electrification
 16 Act, for the purpose of promoting rural economic develop-
 17 ment and job creation projects, \$50,000,000.

18 The cost of grants authorized under section 313B(a)
 19 of the Rural Electrification Act, for the purpose of pro-
 20 moting rural economic development and job creation
 21 projects shall not exceed \$10,000,000.

22 RURAL COOPERATIVE DEVELOPMENT GRANTS

23 For rural cooperative development grants authorized
 24 under section 310B(e) of the Consolidated Farm and
 25 Rural Development Act (7 U.S.C. 1932), \$26,600,000, of

1 which \$2,800,000 shall be for cooperative agreements for
2 the appropriate technology transfer for rural areas pro-
3 gram: *Provided*, That not to exceed \$3,000,000 shall be
4 for grants for cooperative development centers, individual
5 cooperatives, or groups of cooperatives that serve socially
6 disadvantaged groups and a majority of the boards of di-
7 rectors or governing boards of which are comprised of in-
8 dividuals who are members of socially disadvantaged
9 groups; and of which \$15,000,000, to remain available
10 until expended, shall be for value-added agricultural prod-
11 uct market development grants, as authorized by section
12 210A of the Agricultural Marketing Act of 1946, of which
13 \$3,000,000, to remain available until expended, shall be
14 for Agriculture Innovation Centers authorized pursuant to
15 section 6402 of Public Law 107–171.

16 RURAL MICROENTREPRENEUR ASSISTANCE PROGRAM

17 For the cost of loans and grants, \$6,000,000 under
18 the same terms and conditions as authorized by section
19 379E of the Consolidated Farm and Rural Development
20 Act (7 U.S.C. 2008s): *Provided*, That such costs of loans,
21 including the cost of modifying such loans, shall be defined
22 in section 502 of the Congressional Budget Act of 1974.

23 RURAL ENERGY FOR AMERICA PROGRAM

24 For the cost of a program of loan guarantees, under
25 the same terms and conditions as authorized by section

1 9007 of the Farm Security and Rural Investment Act of
 2 2002 (7 U.S.C. 8107), \$476,000: *Provided*, That the cost
 3 of loan guarantees, including the cost of modifying such
 4 loans, shall be as defined in section 502 of the Congres-
 5 sional Budget Act of 1974.

6 RURAL UTILITIES SERVICE

7 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

8 (INCLUDING TRANSFERS OF FUNDS)

9 For gross obligations for the principal amount of di-
 10 rect and guaranteed loans as authorized by section 306
 11 and described in section 381E(d)(2) of the Consolidated
 12 Farm and Rural Development Act, as follows:
 13 \$1,400,000,000 for direct loans; and \$50,000,000 for
 14 guaranteed loans.

15 For the cost of loan guarantees and grants for rural
 16 water, waste water, waste disposal, and solid waste man-
 17 agement programs authorized by sections 306, 306A,
 18 306C, 306D, 306E, and 310B and described in sections
 19 306C(a)(2), 306D, 306E, and 381E(d)(2) of the Consoli-
 20 dated Farm and Rural Development Act, \$610,980,000,
 21 to remain available until expended, of which not to exceed
 22 \$1,000,000 shall be available for the rural utilities pro-
 23 gram described in section 306(a)(2)(B) of such Act, and
 24 of which not to exceed \$5,000,000 shall be available for
 25 the rural utilities program described in section 306E of

1 such Act: *Provided*, That not to exceed \$15,000,000 of
2 the amount appropriated under this heading shall be for
3 grants authorized by section 306A(i)(2) of the Consoli-
4 dated Farm and Rural Development Act in addition to
5 funding authorized by section 306A(i)(1) of such Act: *Pro-*
6 *vided further*, That \$68,000,000 of the amount appro-
7 priated under this heading shall be for loans and grants
8 including water and waste disposal systems grants author-
9 ized by section 306C(a)(2)(B) and section 306D of the
10 Consolidated Farm and Rural Development Act, and Fed-
11 erally Recognized Native American Tribes authorized by
12 306C(a)(1) of such Act: *Provided further*, That funding
13 provided for section 306D of the Consolidated Farm and
14 Rural Development Act may be provided to a consortium
15 formed pursuant to section 325 of Public Law 105–83:
16 *Provided further*, That not more than 2 percent of the
17 funding provided for section 306D of the Consolidated
18 Farm and Rural Development Act may be used by the
19 State of Alaska for training and technical assistance pro-
20 grams and not more than 2 percent of the funding pro-
21 vided for section 306D of the Consolidated Farm and
22 Rural Development Act may be used by a consortium
23 formed pursuant to section 325 of Public Law 105–83 for
24 training and technical assistance programs: *Provided fur-*
25 *ther*, That not to exceed \$35,000,000 of the amount ap-

1 appropriated under this heading shall be for technical assist-
2 ance grants for rural water and waste systems pursuant
3 to section 306(a)(14) of such Act, unless the Secretary
4 makes a determination of extreme need, of which
5 \$8,000,000 shall be made available for a grant to a quali-
6 fied nonprofit multi-State regional technical assistance or-
7 ganization, with experience in working with small commu-
8 nities on water and waste water problems, the principal
9 purpose of such grant shall be to assist rural communities
10 with populations of 3,300 or less, in improving the plan-
11 ning, financing, development, operation, and management
12 of water and waste water systems, and of which not less
13 than \$800,000 shall be for a qualified national Native
14 American organization to provide technical assistance for
15 rural water systems for tribal communities: *Provided fur-*
16 *ther,* That not to exceed \$19,570,000 of the amount ap-
17 propriated under this heading shall be for contracting with
18 qualified national organizations for a circuit rider program
19 to provide technical assistance for rural water systems:
20 *Provided further,* That not to exceed \$4,000,000 of the
21 amounts made available under this heading shall be for
22 solid waste management grants: *Provided further,* That
23 sections 381E–H and 381N of the Consolidated Farm and
24 Rural Development Act are not applicable to the funds
25 made available under this heading.

1 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS
2 LOANS PROGRAM ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 The principal amount of direct and guaranteed loans
5 as authorized by sections 305, 306, and 317 of the Rural
6 Electrification Act of 1936 (7 U.S.C. 935, 936, and 940g)
7 shall be made as follows: loans made pursuant to sections
8 305, 306, and 317, notwithstanding 317(c), of that Act,
9 rural electric, \$5,500,000,000; guaranteed underwriting
10 loans pursuant to section 313A of that Act, \$750,000,000;
11 5 percent rural telecommunications loans, cost of money
12 rural telecommunications loans, and for loans made pursu-
13 ant to section 306 of that Act, rural telecommunications
14 loans, \$690,000,000: *Provided*, That up to
15 \$2,000,000,000 shall be used for the construction, acquisi-
16 tion, design and engineering or improvement of fossil-
17 fueled electric generating plants (whether new or existing)
18 that utilize carbon subsurface utilization and storage sys-
19 tems.

20 For the cost of direct loans as authorized by section
21 305 of the Rural Electrification Act of 1936 (7 U.S.C.
22 935), including the cost of modifying loans, as defined in
23 section 502 of the Congressional Budget Act of 1974, cost
24 of money rural telecommunications loans, \$2,277,000.

8 For the principal amount of broadband telecommuni-
9 cation loans, \$11,179,000.

20 For the cost of broadband loans, as authorized by
21 section 601 of the Rural Electrification Act, \$1,884,000,
22 to remain available until expended: *Provided*, That the
23 cost of direct loans shall be as defined in section 502 of
24 the Congressional Budget Act of 1974.

DOMESTIC FOOD PROGRAMS

10 For necessary expenses of the Office of the Under
11 Secretary for Food, Nutrition, and Consumer Services,
12 \$809,000: *Provided*, That funds made available by this
13 Act to an agency in the Food, Nutrition and Consumer
14 Services mission area for salaries and expenses are avail-
15 able to fund up to one administrative support staff for
16 the Office.

CHILD NUTRITION PROGRAMS

20 For necessary expenses to carry out the Richard B.
21 Russell National School Lunch Act (42 U.S.C. 1751 et
22 seq.), except section 21, and the Child Nutrition Act of
23 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
24 21; \$25,131,440,000 to remain available through Sep-
25 tember 30, 2022, of which such sums as are made avail-

1 able under section 14222(b)(1) of the Food, Conservation,
2 and Energy Act of 2008 (Public Law 110–246), as
3 amended by this Act, shall be merged with and available
4 for the same time period and purposes as provided herein:
5 *Provided*, That of the total amount available, \$18,004,000
6 shall be available to carry out section 19 of the Child Nu-
7 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
8 *further*, That of the total amount available, \$15,299,000
9 shall be available to carry out studies and evaluations and
10 shall remain available until expended: *Provided further*,
11 That of the total amount available, \$35,000,000 shall be
12 available to provide competitive grants to State agencies
13 for subgrants to local educational agencies and schools to
14 purchase the equipment, with a value of greater than
15 \$1,000, needed to serve healthier meals, improve food
16 safety, and to help support the establishment, mainte-
17 nance, or expansion of the school breakfast program: *Pro-*
18 *vided further*, That of the total amount available,
19 \$50,000,000 shall remain available until expended to carry
20 out section 749(g) of the Agriculture Appropriations Act
21 of 2010 (Public Law 111–80): *Provided further*, That sec-
22 tion 26(d) of the Richard B. Russell National School
23 Lunch Act (42 U.S.C. 1769g(d)) is amended in the first
24 sentence by striking “2010 through 2021” and inserting
25 “2010 through 2022”: *Provided further*, That section

1 9(h)(3) of the Richard B. Russell National School Lunch
 2 Act (42 U.S.C. 1758(h)(3)) is amended by striking “For
 3 fiscal year 2020” and inserting “For fiscal year 2021”:
 4 *Provided further*, That section 9(h)(4) of the Richard B.
 5 Russell National School Lunch Act (42 U.S.C.
 6 1758(h)(4)) is amended by striking “For fiscal year
 7 2020” and inserting “For fiscal year 2021”.

8 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
 9 WOMEN, INFANTS, AND CHILDREN (WIC)

10 For necessary expenses to carry out the special sup-
 11 plemental nutrition program as authorized by section 17
 12 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
 13 \$5,750,000,000, to remain available through September
 14 30, 2022: *Provided*, That notwithstanding section
 15 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.
 16 1786(h)(10)), not less than \$90,000,000 shall be used for
 17 breastfeeding peer counselors and other related activities,
 18 and \$14,000,000 shall be used for infrastructure: *Pro-*
 19 *vided further*, That none of the funds provided in this ac-
 20 count shall be available for the purchase of infant formula
 21 except in accordance with the cost containment and com-
 22 petitive bidding requirements specified in section 17 of
 23 such Act: *Provided further*, That none of the funds pro-
 24 vided shall be available for activities that are not fully re-
 25 imbursed by other Federal Government departments or

1 agencies unless authorized by section 17 of such Act: *Pro-*
2 *vided further*, That upon termination of a federally man-
3 dated vendor moratorium and subject to terms and condi-
4 tions established by the Secretary, the Secretary may
5 waive the requirement at 7 CFR 246.12(g)(6) at the re-
6 quest of a State agency.

7 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

8 For necessary expenses to carry out the Food and
9 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
10 \$68,277,362,000, of which \$3,000,000,000, to remain
11 available through September 30, 2023, shall be placed in
12 reserve for use only in such amounts and at such times
13 as may become necessary to carry out program operations:
14 *Provided*, That funds provided herein shall be expended
15 in accordance with section 16 of the Food and Nutrition
16 Act of 2008: *Provided further*, That of the funds made
17 available under this heading, \$998,000 may be used to
18 provide nutrition education services to State agencies and
19 Federally Recognized Tribes participating in the Food
20 Distribution Program on Indian Reservations: *Provided*
21 *further*, That this appropriation shall be subject to any
22 work registration or workfare requirements as may be re-
23 quired by law: *Provided further*, That funds made available
24 for Employment and Training under this heading shall re-
25 main available through September 30, 2022: *Provided fur-*

1 *ther*, That funds made available under this heading for
 2 section 28(d)(1), section 4(b), and section 27(a) of the
 3 Food and Nutrition Act of 2008 shall remain available
 4 through September 30, 2022: *Provided further*, That with
 5 respect to funds made available under this heading for sec-
 6 tion 28(d)(1), the Secretary shall use 2 percent for admin-
 7 istration, training and technical assistance, and pilot
 8 projects under section 28: *Provided further*, That none of
 9 the funds made available under this heading may be obli-
 10 gated or expended in contravention of section 213A of the
 11 Immigration and Nationality Act (8 U.S.C. 1183A): *Pro-*
 12 *vided further*, That funds made available under this head-
 13 ing may be used to enter into contracts and employ staff
 14 to conduct studies, evaluations, or to conduct activities re-
 15 lated to program integrity provided that such activities are
 16 authorized by the Food and Nutrition Act of 2008.

17 COMMODITY ASSISTANCE PROGRAM

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

1 ers' Market Nutrition Program, as authorized by section
2 17(m) of the Child Nutrition Act of 1966, \$390,700,000,
3 to remain available through September 30, 2022: *Pro-*
4 *vided*, That none of these funds shall be available to reim-
5 burse the Commodity Credit Corporation for commodities
6 donated to the program: *Provided further*, That notwith-
7 standing any other provision of law, effective with funds
8 made available in fiscal year 2021 to support the Seniors
9 Farmers' Market Nutrition Program, as authorized by
10 section 4402 of the Farm Security and Rural Investment
11 Act of 2002, such funds shall remain available through
12 September 30, 2022: *Provided further*, That of the funds
13 made available under section 27(a) of the Food and Nutri-
14 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
15 use up to 20 percent for costs associated with the distribu-
16 tion of commodities.

17 NUTRITION PROGRAMS ADMINISTRATION

18 For necessary administrative expenses of the Food
19 and Nutrition Service for carrying out any domestic nutri-
20 tion assistance program, \$156,368,000: *Provided*, That of
21 the funds provided herein, \$2,000,000 shall be used for
22 the purposes of section 4404 of Public Law 107–171, as
23 amended by section 4401 of Public Law 110–246.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS

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 \$887,000: *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, \$4,805,000, 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 \$222,243,000, of which no more than 6 percent shall re-
25 main available until September 30, 2022, 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, \$112,000,
 24 shall be transferred to and merged with the appropriation

1 for “Farm Production and Conservation Business Center,
2 Salaries and Expenses”.

3 FOOD FOR PEACE TITLE II GRANTS

4 For expenses during the current fiscal year, not oth-
5 erwise recoverable, and unrecovered prior years’ costs, in-
6 cluding interest thereon, under the Food for Peace Act
7 (Public Law 83–480), for commodities supplied in connec-
8 tion with dispositions abroad under title II of said Act,
9 \$1,775,000,000, to remain available until expended.

10 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION

11 AND CHILD NUTRITION PROGRAM GRANTS

12 For necessary expenses to carry out the provisions
13 of section 3107 of the Farm Security and Rural Invest-
14 ment Act of 2002 (7 U.S.C. 1736o–1), \$235,000,000, to
15 remain available until expended: *Provided*, That the Com-
16 modity Credit Corporation is authorized to provide the
17 services, facilities, and authorities for the purpose of im-
18 plementing such section, subject to reimbursement from
19 amounts provided herein: *Provided further*, That of the
20 amount made available under this heading, \$23,500,000
21 shall remain available until expended to purchase agricul-
22 tural commodities as described in subsection 3107(a)(2)
23 of the Farm Security and Rural Investment Act of 2002
24 (7 U.S.C. 1736o–1(a)(2)).

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

4 For administrative expenses to carry out the Com-
5 modity Credit Corporation's Export Guarantee Program,
6 GSM 102 and GSM 103, \$6,381,000, to cover common
7 overhead expenses as permitted by section 11 of the Com-
8 modity Credit Corporation Charter Act and in conformity
9 with the Federal Credit Reform Act of 1990, of which
10 \$6,063,000 shall be transferred to and merged with the
11 appropriation for "Foreign Agricultural Service, Salaries
12 and Expenses", and of which \$318,000 shall be trans-
13 ferred to and merged with the appropriation for "Farm
14 Production and Conservation Business Center, Salaries
15 and Expenses".

16 TITLE VI
17 RELATED AGENCIES AND FOOD AND DRUG
18 ADMINISTRATION
19 DEPARTMENT OF HEALTH AND HUMAN SERVICES
20 FOOD AND DRUG ADMINISTRATION
21 SALARIES AND EXPENSES
22 (INCLUDING TRANSFERS OF FUNDS)

23 For necessary expenses of the Food and Drug Ad-
24 ministration, including hire and purchase of passenger
25 motor vehicles; for payment of space rental and related

1 costs pursuant to Public Law 92–313 for programs and
2 activities of the Food and Drug Administration which are
3 included in this Act; for rental of special purpose space
4 in the District of Columbia or elsewhere; in addition to
5 amounts appropriated to the FDA Innovation Account, for
6 carrying out the activities described in section 1002(b)(4)
7 of the 21st Century Cures Act (Public Law 114–255); for
8 miscellaneous and emergency expenses of enforcement ac-
9 tivities, authorized and approved by the Secretary and to
10 be accounted for solely on the Secretary’s certificate, not
11 to exceed \$25,000; and notwithstanding section 521 of
12 Public Law 107–188; \$5,891,241,000: *Provided*, That of
13 the amount provided under this heading, \$1,119,188,000
14 shall be derived from prescription drug user fees author-
15 ized by 21 U.S.C. 379h, and shall be credited to this ac-
16 count and remain available until expended; \$238,595,000
17 shall be derived from medical device user fees authorized
18 by 21 U.S.C. 379j, and shall be credited to this account
19 and remain available until expended; \$526,039,000 shall
20 be derived from human generic drug user fees authorized
21 by 21 U.S.C. 379j–42, and shall be credited to this ac-
22 count and remain available until expended; \$42,998,000
23 shall be derived from biosimilar biological product user
24 fees authorized by 21 U.S.C. 379j–52, and shall be cred-
25 ited to this account and remain available until expended;

1 \$31,306,000 shall be derived from animal drug user fees
2 authorized by 21 U.S.C. 379j–12, and shall be credited
3 to this account and remain available until expended;
4 \$20,609,000 shall be derived from generic new animal
5 drug user fees authorized by 21 U.S.C. 379j–21, and shall
6 be credited to this account and remain available until ex-
7 pended; \$712,000,000 shall be derived from tobacco prod-
8 uct user fees authorized by 21 U.S.C. 387s, and shall be
9 credited to this account and remain available until ex-
10 pended: *Provided further*, That in addition to and notwith-
11 standing any other provision under this heading, amounts
12 collected for prescription drug user fees, medical device
13 user fees, human generic drug user fees, biosimilar biologi-
14 cal product user fees, animal drug user fees, and generic
15 new animal drug user fees that exceed the respective fiscal
16 year 2021 limitations are appropriated and shall be cred-
17 ited to this account and remain available until expended:
18 *Provided further*, That fees derived from prescription drug,
19 medical device, human generic drug, biosimilar biological
20 product, animal drug, and generic new animal drug as-
21 sessments for fiscal year 2021, including any such fees
22 collected prior to fiscal year 2021 but credited for fiscal
23 year 2021, shall be subject to the fiscal year 2021 limita-
24 tions: *Provided further*, That the Secretary may accept
25 payment during fiscal year 2021 of user fees specified

1 under this heading and authorized for fiscal year 2022,
2 prior to the due date for such fees, and that amounts of
3 such fees assessed for fiscal year 2022 for which the Sec-
4 retary accepts payment in fiscal year 2021 shall not be
5 included in amounts under this heading: *Provided further*,
6 That none of these funds shall be used to develop, estab-
7 lish, or operate any program of user fees authorized by
8 31 U.S.C. 9701: *Provided further*, That of the total
9 amount appropriated: (1) \$1,098,459,000 shall be for the
10 Center for Food Safety and Applied Nutrition and related
11 field activities in the Office of Regulatory Affairs; (2)
12 \$2,031,084,000 shall be for the Center for Drug Evalua-
13 tion and Research and related field activities in the Office
14 of Regulatory Affairs; (3) \$427,243,000 shall be for the
15 Center for Biologics Evaluation and Research and for re-
16 lated field activities in the Office of Regulatory Affairs;
17 (4) \$240,257,000 shall be for the Center for Veterinary
18 Medicine and for related field activities in the Office of
19 Regulatory Affairs; (5) \$611,327,000 shall be for the Cen-
20 ter for Devices and Radiological Health and for related
21 field activities in the Office of Regulatory Affairs; (6)
22 \$66,712,000 shall be for the National Center for Toxi-
23 cological Research; (7) \$662,612,000 shall be for the Cen-
24 ter for Tobacco Products and for related field activities
25 in the Office of Regulatory Affairs; (8) \$190,217,000 shall

1 be for Rent and Related activities, of which \$53,608,000
2 is for White Oak Consolidation, other than the amounts
3 paid to the General Services Administration for rent; (9)
4 \$236,121,000 shall be for payments to the General Serv-
5 ices Administration for rent; and (10) \$327,209,000 shall
6 be for other activities, including the Office of the Commis-
7 sioner of Food and Drugs, the Office of Foods and Veteri-
8 nary Medicine, the Office of Medical and Tobacco Prod-
9 ucts, the Office of Global and Regulatory Policy, the Office
10 of Operations, the Office of the Chief Scientist, and cen-
11 tral services for these offices: *Provided further*, That not
12 to exceed \$25,000 of this amount shall be for official re-
13 ception and representation expenses, not otherwise pro-
14 vided for, as determined by the Commissioner: *Provided*
15 *further*, That any transfer of funds pursuant to section
16 770(n) of the Federal Food, Drug, and Cosmetic Act (21
17 U.S.C. 379dd(n)) shall only be from amounts made avail-
18 able under this heading for other activities: *Provided fur-*
19 *ther*, That of the amounts that are made available under
20 this heading for “other activities”, and that are not de-
21 rived from user fees, \$1,500,000 shall be transferred to
22 and merged with the appropriation for “Department of
23 Health and Human Services—Office of Inspector Gen-
24 eral” for oversight of the programs and operations of the
25 Food and Drug Administration and shall be in addition

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

6 In addition, mammography user fees authorized by
 7 42 U.S.C. 263b, export certification user fees authorized
 8 by 21 U.S.C. 381, priority review user fees authorized by
 9 21 U.S.C. 360n and 360ff, food and feed recall fees, food
 10 reinspection fees, and voluntary qualified importer pro-
 11 gram fees authorized by 21 U.S.C. 379j–31, outsourcing
 12 facility fees authorized by 21 U.S.C. 379j–62, prescription
 13 drug wholesale distributor licensing and inspection fees
 14 authorized by 21 U.S.C. 353(e)(3), third-party logistics
 15 provider licensing and inspection fees authorized by 21
 16 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized
 17 by 21 U.S.C. 384d(c)(8), medical countermeasure priority
 18 review voucher user fees authorized by 21 U.S.C. 360bbb–
 19 4a, and fees relating to over-the-counter monograph drugs
 20 authorized by 21 U.S.C. 379j–72 shall be credited to this
 21 account, to remain 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 (INCLUDING TRANSFER OF FUNDS)

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

INDEPENDENT AGENCIES

COMMODITY FUTURES TRADING COMMISSION

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the provisions of the Commodity Exchange Act (7 U.S.C. 1 et seq.), including the purchase and hire of passenger motor vehicles, and the rental of space (to include multiple year leases), in the District of Columbia and elsewhere, \$304,000,000, including not to exceed \$3,000 for official reception and representation expenses, and not to exceed \$25,000 for the expenses for consultations and meetings hosted by the Commission with foreign governmental and other regulatory officials, of which not less than \$20,000,000 shall remain available until September 30, 2022, and of which not less than \$3,568,000 shall be for expenses of the Office of the Inspector General: *Provided*, That notwithstanding the limitations in 31 U.S.C. 1553, amounts provided under this heading are available for the liquidation of obligations equal to current year payments on leases entered into prior to the date of enactment of this Act: *Provided further*, That for the purpose of recording and liquidating any lease obligations that should have been recorded and liquidated against accounts closed pursuant to 31 U.S.C. 1552, and consistent with the preceding proviso, such amounts shall be transferred to and recorded

1 in a no-year account in the Treasury, which has been es-
2 tablished for the sole purpose of recording adjustments for
3 and liquidating such unpaid obligations.

4 FARM CREDIT ADMINISTRATION

5 LIMITATION ON ADMINISTRATIVE EXPENSES

6 Not to exceed \$80,400,000 (from assessments col-
7 lected from farm credit institutions, including the Federal
8 Agricultural Mortgage Corporation) shall be obligated
9 during the current fiscal year for administrative expenses
10 as authorized under 12 U.S.C. 2249: *Provided*, That this
11 limitation shall not apply to expenses associated with re-
12 ceiverships: *Provided further*, That the agency may exceed
13 this limitation by up to 10 percent with notification to the
14 Committees on Appropriations of both Houses of Con-
15 gress: *Provided further*, That the purposes of section
16 3.7(b)(2)(A)(i) of the Farm Credit Act of 1971 (12 U.S.C.
17 2128(b)(2)(A)(i)), the Farm Credit Administration may
18 exempt, an amount in its sole discretion, from the applica-
19 tion of the limitation provided in that clause of export
20 loans described in the clause guaranteed or insured in a
21 manner other than described in subclause (II) of the
22 clause.

1 TITLE VII
2 GENERAL PROVISIONS
3 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)
4 SEC. 701. The Secretary may use any appropriations
5 made available to the Department of Agriculture in this
6 Act to purchase new passenger motor vehicles, in addition
7 to specific appropriations for this purpose, so long as the
8 total number of vehicles purchased in fiscal year 2021
9 does not exceed the number of vehicles owned or leased
10 in fiscal year 2018: *Provided*, That, prior to purchasing
11 additional motor vehicles, the Secretary must determine
12 that such vehicles are necessary for transportation safety,
13 to reduce operational costs, and for the protection of life,
14 property, and public safety: *Provided further*, That the
15 Secretary may not increase the Department of Agri-
16 culture's fleet above the 2018 level unless the Secretary
17 notifies in writing, and receives approval from, the Com-
18 mittees on Appropriations of both Houses of Congress
19 within 30 days of the notification.
20 SEC. 702. Notwithstanding any other provision of
21 this Act, the Secretary of Agriculture may transfer unobli-
22 gated balances of discretionary funds appropriated by this
23 Act or any other available unobligated discretionary bal-
24 ances that are remaining available of the Department of
25 Agriculture to the Working Capital Fund for the acquisi-

1 tion of plant and capital equipment necessary for the deliv-
2 ery of financial, administrative, and information tech-
3 nology services of primary benefit to the agencies of the
4 Department of Agriculture, such transferred funds to re-
5 main available until expended: *Provided*, That none of the
6 funds made available by this Act or any other Act shall
7 be transferred to the Working Capital Fund without the
8 prior approval of the agency administrator: *Provided fur-*
9 *ther*, That none of the funds transferred to the Working
10 Capital Fund pursuant to this section shall be available
11 for obligation without written notification to and the prior
12 approval of the Committees on Appropriations of both
13 Houses of Congress: *Provided further*, That none of the
14 funds appropriated by this Act or made available to the
15 Department's Working Capital Fund shall be available for
16 obligation or expenditure to make any changes to the De-
17 partment's National Finance Center without written noti-
18 fication to and prior approval of the Committees on Ap-
19 propriations of both Houses of Congress as required by
20 section 716 of this Act: *Provided further*, That none of
21 the funds appropriated by this Act or made available to
22 the Department's Working Capital Fund shall be available
23 for obligation or expenditure to initiate, plan, develop, im-
24 plement, or make any changes to remove or relocate any
25 systems, missions, personnel, or functions of the offices

1 of the Chief Financial Officer and the Chief Information
2 Officer, co-located with or from the National Finance Cen-
3 ter prior to written notification to and prior approval of
4 the Committees on Appropriations of both Houses of Con-
5 gress and in accordance with the requirements of section
6 716 of this Act: *Provided further*, That the National Fi-
7 nance Center Information Technology Services Division
8 personnel and data center management responsibilities,
9 and control of any functions, missions, and systems for
10 current and future human resources management and in-
11 tegrated personnel and payroll systems (PPS) and func-
12 tions provided by the Chief Financial Officer and the Chief
13 Information Office shall remain in the National Finance
14 Center and under the management responsibility and ad-
15 ministrative control of the National Finance Center: *Pro-*
16 *vided further*, That the Secretary of Agriculture and the
17 offices of the Chief Financial Officer shall actively market
18 to existing and new Departments and other government
19 agencies National Finance Center shared services includ-
20 ing, but not limited to, payroll, financial management, and
21 human capital shared services and allow the National Fi-
22 nance Center to perform technology upgrades: *Provided*
23 *further*, That of annual income amounts in the Working
24 Capital Fund of the Department of Agriculture attrib-
25 utable to the amounts in excess of the true costs of the

1 shared services provided by the National Finance Center
2 and budgeted for the National Finance Center, the Sec-
3 retary shall reserve not more than 4 percent for the re-
4 placement or acquisition of capital equipment, including
5 equipment for the improvement, delivery, and implementa-
6 tion of financial, administrative, and information tech-
7 nology services, and other systems of the National Finance
8 Center or to pay any unforeseen, extraordinary cost of the
9 National Finance Center: *Provided further*, That none of
10 the amounts reserved shall be available for obligation un-
11 less the Secretary submits written notification of the obli-
12 gation to the Committees on Appropriations of both
13 Houses of Congress: *Provided further*, That the limitations
14 on the obligation of funds pending notification to Congres-
15 sional Committees shall not apply to any obligation that,
16 as determined by the Secretary, is necessary to respond
17 to a declared state of emergency that significantly impacts
18 the operations of the National Finance Center; or to evac-
19 uate employees of the National Finance Center to a safe
20 haven to continue operations of the National Finance Cen-
21 ter.

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

1 SEC. 704. No funds appropriated by this Act may be
2 used to pay negotiated indirect cost rates on cooperative
3 agreements or similar arrangements between the United
4 States Department of Agriculture and nonprofit institu-
5 tions in excess of 10 percent of the total direct cost of
6 the agreement when the purpose of such cooperative ar-
7 rangements is to carry out programs of mutual interest
8 between the two parties. This does not preclude appro-
9 priate payment of indirect costs on grants and contracts
10 with such institutions when such indirect costs are com-
11 puted on a similar basis for all agencies for which appro-
12 priations are provided in this Act.

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

21 SEC. 706. None of the funds made available to the
22 Department of Agriculture by this Act may be used to ac-
23 quire new information technology systems or significant
24 upgrades, as determined by the Office of the Chief Infor-
25 mation Officer, without the approval of the Chief Informa-

1 tion Officer and the concurrence of the Executive Informa-
2 tion Technology Investment Review Board: *Provided*, That
3 notwithstanding any other provision of law, none of the
4 funds appropriated or otherwise made available by this
5 Act may be transferred to the Office of the Chief Informa-
6 tion Officer without written notification to and the prior
7 approval of the Committees on Appropriations of both
8 Houses of Congress: *Provided further*, That, notwith-
9 standing section 11319 of title 40, United States Code,
10 none of the funds available to the Department of Agri-
11 culture for information technology shall be obligated for
12 projects, contracts, or other agreements over \$25,000
13 prior to receipt of written approval by the Chief Informa-
14 tion Officer: *Provided further*, That the Chief Information
15 Officer may authorize an agency to obligate funds without
16 written approval from the Chief Information Officer for
17 projects, contracts, or other agreements up to \$250,000
18 based upon the performance of an agency measured
19 against the performance plan requirements described in
20 the explanatory statement accompanying Public Law 113–
21 235.

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

1 pended to disburse obligations made in the current fiscal
2 year.

3 SEC. 708. Notwithstanding any other provision of
4 law, any former Rural Utilities Service borrower that has
5 repaid or prepaid an insured, direct or guaranteed loan
6 under the Rural Electrification Act of 1936, or any not-
7 for-profit utility that is eligible to receive an insured or
8 direct loan under such Act, shall be eligible for assistance
9 under section 313B(a) of such Act in the same manner
10 as a borrower under such Act.

11 SEC. 709. (a) Except as otherwise specifically pro-
12 vided by law, not more than \$20,000,000 in unobligated
13 balances from appropriations made available for salaries
14 and expenses in this Act for the Farm Service Agency
15 shall remain available through September 30, 2022, for
16 information technology expenses.

17 (b) Except as otherwise specifically provided by law,
18 not more than \$20,000,000 in unobligated balances from
19 appropriations made available for salaries and expenses in
20 this Act for the Rural Development mission area shall re-
21 main available through September 30, 2022, for informa-
22 tion technology expenses.

23 SEC. 710. None of the funds appropriated or other-
24 wise made available by this Act may be used for first-class
25 travel by the employees of agencies funded by this Act in

1 contravention of sections 301–10.122 through 301–10.124
2 of title 41, Code of Federal Regulations.

3 SEC. 711. In the case of each program established
4 or amended by the Agricultural Act of 2014 (Public Law
5 113–79) or by a successor to that Act, other than by title
6 I or subtitle A of title III of such Act, or programs for
7 which indefinite amounts were provided in that Act, that
8 is authorized or required to be carried out using funds
9 of the Commodity Credit Corporation—

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

17 (2) the use of such funds for such purpose shall
18 not be considered to be a fund transfer or allotment
19 for purposes of applying the limitation on the total
20 amount of allotments and fund transfers contained
21 in such section.

22 SEC. 712. Of the funds made available by this Act,
23 not more than \$2,900,000 shall be used to cover necessary
24 expenses of activities related to all advisory committees,
25 panels, commissions, and task forces of the Department

1 of Agriculture, except for panels used to comply with nego-
2 tiated rule makings and panels used to evaluate competi-
3 tively awarded grants.

4 SEC. 713. (a) None of the funds made available in
5 this Act may be used to maintain or establish a computer
6 network unless such network blocks the viewing,
7 downloading, and exchanging of pornography.

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

12 SEC. 714. Notwithstanding subsection (b) of section
13 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
14 section referred to as “section 14222”), none of the funds
15 appropriated or otherwise made available by this or any
16 other Act shall be used to pay the salaries and expenses
17 of personnel to carry out a program under section 32 of
18 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
19 referred to as “section 32”) in excess of \$1,359,864,000
20 (exclusive of carryover appropriations from prior fiscal
21 years), as follows: Child Nutrition Programs Entitlement
22 Commodities—\$485,000,000; State Option Contracts—
23 \$5,000,000; Removal of Defective Commodities—
24 \$2,500,000; Administration of Section 32 Commodity
25 Purchases—\$36,746,000: *Provided*, That of the total

1 funds made available in the matter preceding this proviso
2 that remain unobligated on October 1, 2021, such unobli-
3 gated balances shall carryover into fiscal year 2022 and
4 shall remain available until expended for any of the pur-
5 poses of section 32, except that any such carryover funds
6 used in accordance with clause (3) of section 32 may not
7 exceed \$350,000,000 and may not be obligated until the
8 Secretary of Agriculture provides written notification of
9 the expenditures to the Committees on Appropriations of
10 both Houses of Congress at least two weeks in advance:
11 *Provided further*, That, with the exception of any available
12 carryover funds authorized in any prior appropriations Act
13 to be used for the purposes of clause (3) of section 32,
14 none of the funds appropriated or otherwise made avail-
15 able by this or any other Act shall be used to pay the
16 salaries or expenses of any employee of the Department
17 of Agriculture to carry out clause (3) of section 32.

18 SEC. 715. None of the funds appropriated by this or
19 any other Act shall be used to pay the salaries and ex-
20 penses of personnel who prepare or submit appropriations
21 language as part of the President's budget submission to
22 the Congress for programs under the jurisdiction of the
23 Appropriations Subcommittees on Agriculture, Rural De-
24 velopment, Food and Drug Administration, and Related
25 Agencies that assumes revenues or reflects a reduction

1 from the previous year due to user fees proposals that
2 have not been enacted into law prior to the submission
3 of the budget unless such budget submission identifies
4 which additional spending reductions should occur in the
5 event the user fees proposals are not enacted prior to the
6 date of the convening of a committee of conference for
7 the fiscal year 2022 appropriations Act.

8 SEC. 716. (a) None of the funds provided by this Act,
9 or provided by previous appropriations Acts to the agen-
10 cies funded by this Act that remain available for obligation
11 or expenditure in the current fiscal year, or provided from
12 any accounts in the Treasury derived by the collection of
13 fees available to the agencies funded by this Act, shall be
14 available for obligation or expenditure through a re-
15 programming, transfer of funds, or reimbursements as au-
16 thorized by the Economy Act, or in the case of the Depart-
17 ment of Agriculture, through use of the authority provided
18 by section 702(b) of the Department of Agriculture Or-
19 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
20 Law 89–106 (7 U.S.C. 2263), that—

- 21 (1) creates new programs;
- 22 (2) eliminates a program, project, or activity;
- 23 (3) increases funds or personnel by any means
- 24 for any project or activity for which funds have been
- 25 denied or restricted;

1 (4) relocates an office or employees;

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

3 or

4 (6) contracts out or privatizes any functions or
5 activities presently performed by Federal employees;

6 unless the Secretary of Agriculture, the Chairman of the
7 Commodity Futures Trading Commission, or the Sec-
8 retary of Health and Human Services (as the case may
9 be) notifies in writing and receives approval from the Com-
10 mittees on Appropriations of both Houses of Congress at
11 least 30 days in advance of the reprogramming of such
12 funds or the use of such authority.

13 (b) None of the funds provided by this Act, or pro-
14 vided by previous Appropriations Acts to the agencies
15 funded by this Act that remain available for obligation or
16 expenditure in the current fiscal year, or provided from
17 any accounts in the Treasury derived by the collection of
18 fees available to the agencies funded by this Act, shall be
19 available for obligation or expenditure for activities, pro-
20 grams, or projects through a reprogramming or use of the
21 authorities referred to in subsection (a) involving funds
22 in excess of \$500,000 or 10 percent, whichever is less,
23 that—

24 (1) augments existing programs, projects, or ac-
25 tivities;

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

4 (3) results from any general savings from a re-
5 duction in personnel which would result in a change
6 in existing programs, activities, or projects as ap-
7 proved by Congress;

8 unless the Secretary of Agriculture, the Chairman of the
9 Commodity Futures Trading Commission, or the Sec-
10 retary of Health and Human Services (as the case may
11 be) notifies in writing and receives approval from the Com-
12 mittees on Appropriations of both Houses of Congress at
13 least 30 days in advance of the reprogramming or transfer
14 of such funds or the use of such authority.

15 (c) The Secretary of Agriculture, the Chairman of the
16 Commodity Futures Trading Commission, or the Sec-
17 retary of Health and Human Services shall notify in writ-
18 ing and receive approval from the Committees on Appro-
19 priations of both Houses of Congress before implementing
20 any program or activity not carried out during the pre-
21 vious fiscal year unless the program or activity is funded
22 by this Act or specifically funded by any other Act.

23 (d) None of the funds provided by this Act, or pro-
24 vided by previous Appropriations Acts to the agencies
25 funded by this Act that remain available for obligation or

1 expenditure in the current fiscal year, or provided from
2 any accounts in the Treasury derived by the collection of
3 fees available to the agencies funded by this Act, shall be
4 available for—

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

11 (2) realigning or reorganizing new, current, or
12 vacant positions or agency activities or functions to
13 establish a center, office, branch, or similar entity
14 with five or more personnel; or

15 (3) carrying out activities or functions that
16 were not described in the budget request;

17 unless the agencies funded by this Act notify, in writing,
18 the Committees on Appropriations of both Houses of Con-
19 gress at least 30 days in advance of using the funds for
20 these purposes.

21 (e) As described in this section, no funds may be used
22 for any activities unless the Secretary of Agriculture, the
23 Chairman of the Commodity Futures Trading Commis-
24 sion, or the Secretary of Health and Human Services re-
25 ceives from the Committees on Appropriations of both

1 Houses of Congress written or electronic mail confirma-
2 tion of receipt of the notification as required in this sec-
3 tion.

4 SEC. 717. Notwithstanding section 310B(g)(5) of the
5 Consolidated Farm and Rural Development Act (7 U.S.C.
6 1932(g)(5)), the Secretary may assess a one-time fee for
7 any guaranteed business and industry loan in an amount
8 that does not exceed 3 percent of the guaranteed principal
9 portion of the loan.

10 SEC. 718. None of the funds appropriated or other-
11 wise made available to the Department of Agriculture, the
12 Food and Drug Administration, the Commodity Futures
13 Trading Commission, or the Farm Credit Administration
14 shall be used to transmit or otherwise make available re-
15 ports, questions, or responses to questions that are a re-
16 sult of information requested for the appropriations hear-
17 ing process to any non-Department of Agriculture, non-
18 Department of Health and Human Services, non-Com-
19 modity Futures Trading Commission, or non-Farm Credit
20 Administration employee.

21 SEC. 719. Unless otherwise authorized by existing
22 law, none of the funds provided in this Act, may be used
23 by an executive branch agency to produce any pre-
24 packaged news story intended for broadcast or distribution
25 in the United States unless the story includes a clear noti-

1 fication within the text or audio of the prepackaged news
2 story that the prepackaged news story was prepared or
3 funded by that executive branch agency.

4 SEC. 720. No employee of the Department of Agri-
5 culture may be detailed or assigned from an agency or
6 office funded by this Act or any other Act to any other
7 agency or office of the Department for more than 60 days
8 in a fiscal year unless the individual's employing agency
9 or office is fully reimbursed by the receiving agency or
10 office for the salary and expenses of the employee for the
11 period of assignment.

12 SEC. 721. For the purposes of determining eligibility
13 or level of program assistance for Rural Development pro-
14 grams the Secretary shall not include incarcerated prison
15 populations.

16 SEC. 722. Not later than 30 days after the date of
17 enactment of this Act, the Secretary of Agriculture, the
18 Commissioner of the Food and Drug Administration, the
19 Chairman of the Commodity Futures Trading Commis-
20 sion, and the Chairman of the Farm Credit Administra-
21 tion shall submit to the Committees on Appropriations of
22 both Houses of Congress a detailed spending plan by pro-
23 gram, project, and activity for all the funds made available
24 under this Act including appropriated user fees, as defined
25 in the report accompanying this Act.

1 SEC. 723. Of the unobligated balances from amounts
2 made available for the supplemental nutrition program as
3 authorized by section 17 of the Child Nutrition Act of
4 1966 (42 U.S.C. 1786), \$1,000,000,000 are hereby re-
5 scinded.

6 SEC. 724. None of the funds made available by this
7 Act may be used to implement section 3.7(f) of the Farm
8 Credit Act of 1971 in a manner inconsistent with section
9 343(a)(13) of the Consolidated Farm and Rural Develop-
10 ment Act.

11 SEC. 725. For loans and loan guarantees that do not
12 require budget authority and the program level has been
13 established in this Act, the Secretary of Agriculture may
14 increase the program level for such loans and loan guaran-
15 tees by not more than 25 percent: *Provided*, That prior
16 to the Secretary implementing such an increase, the Sec-
17 retary notifies, in writing, the Committees on Appropria-
18 tions of both Houses of Congress at least 15 days in ad-
19 vance.

20 SEC. 726. None of the credit card refunds or rebates
21 transferred to the Working Capital Fund pursuant to sec-
22 tion 729 of the Agriculture, Rural Development, Food and
23 Drug Administration, and Related Agencies Appropria-
24 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107-76)
25 shall be available for obligation without written notifica-

tion to, and the prior approval of, the Committees on Appropriations of both Houses of Congress: *Provided*, That the refunds or rebates so transferred shall be available for obligation only for the acquisition of plant and capital equipment necessary for the delivery of financial, administrative, and information technology services, including cloud adoption and migration, of primary benefit to the agencies of the Department of Agriculture.

SEC. 727. None of the funds made available by this Act may be used to implement, administer, or enforce the “variety” requirements of the final rule entitled “Enhancing Retailer Standards in the Supplemental Nutrition Assistance Program (SNAP)” published by the Department of Agriculture in the Federal Register on December 15, 2016 (81 Fed. Reg. 90675) until the Secretary of Agriculture amends the definition of the term “variety” as defined in section 278.1(b)(1)(ii)(C) of title 7, Code of Federal Regulations, and “variety” as applied in the definition of the term “staple food” as defined in section 271.2 of title 7, Code of Federal Regulations, to increase the number of items that qualify as acceptable varieties in each staple food category so that the total number of such items in each staple food category exceeds the number of such items in each staple food category included in the final rule as published on December 15, 2016: *Provided*, That

1 until the Secretary promulgates such regulatory amend-
2 ments, the Secretary shall apply the requirements regard-
3 ing acceptable varieties and breadth of stock to Supple-
4 mental Nutrition Assistance Program retailers that were
5 in effect on the day before the date of the enactment of
6 the Agricultural Act of 2014 (Public Law 113–79).

7 SEC. 728. In carrying out subsection (h) of section
8 502 of the Housing Act of 1949 (42 U.S.C. 1472), the
9 Secretary of Agriculture shall have the same authority
10 with respect to loans guaranteed under such section and
11 eligible lenders for such loans as the Secretary has under
12 subsections (h) and (j) of section 538 of such Act (42
13 U.S.C. 1490p–2) with respect to loans guaranteed under
14 such section 538 and eligible lenders for such loans.

15 SEC. 729. None of the funds made available by this
16 Act may be used to propose, promulgate, or implement
17 any rule, or take any other action with respect to, allowing
18 or requiring information intended for a prescribing health
19 care professional, in the case of a drug or biological prod-
20 uct subject to section 503(b)(1) of the Federal Food,
21 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-
22 tributed to such professional electronically (in lieu of in
23 paper form) unless and until a Federal law is enacted to
24 allow or require such distribution.

1 SEC. 730. Hereafter, and notwithstanding any other
2 provision of law, ARS facilities as described in the “Memo-
3 randum of Understanding Between the U.S. Department
4 of Agriculture Animal and Plant Health Inspection Serv-
5 ice (APHIS) and the U.S. Department of Agriculture Ag-
6 ricultural Research Service (ARS) Concerning Laboratory
7 Animal Welfare” (16–6100–0103–MU Revision 16–1)
8 shall be inspected by APHIS for compliance with the Ani-
9 mal Welfare Act and its regulations and standards.

10 SEC. 731. Funds made available under title II of the
11 Food for Peace Act (7 U.S.C. 1721 et seq.) may only be
12 used to provide assistance to recipient nations if adequate
13 monitoring and controls, as determined by the Adminis-
14 trator, are in place to ensure that emergency food aid is
15 received by the intended beneficiaries in areas affected by
16 food shortages and not diverted for unauthorized or inap-
17 propriate purposes.

18 SEC. 732. There is hereby appropriated \$12,000,000,
19 to remain available until expended, to carry out section
20 6407 of the Farm Security and Rural Investment Act of
21 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may
22 allow eligible entities, or comparable entities that provide
23 energy efficiency services using their own billing mecha-
24 nism to offer loans to customers in any part of their serv-
25 ice territory and to offer loans to replace a manufactured

1 housing unit with another manufactured housing unit, if
2 replacement would be more cost effective in saving energy.

3 SEC. 733. None of the funds (including fees) made
4 available by this Act or any other Act for any fiscal year
5 (including Acts other than appropriations Acts) may be
6 used to finalize, implement, administer, enforce, carry out,
7 or otherwise give effect to the final rule entitled “Supple-
8 mental Nutrition Assistance Program: Requirements for
9 Able-Bodied Adults Without Dependents” published in the
10 Federal Register on December 5, 2019 (84 Fed. Reg.
11 66782).

12 SEC. 734. None of the funds (including fees) made
13 available by this Act or any other Act for any fiscal year
14 (including Acts other than appropriations Acts) may be
15 used to finalize, implement, administer, enforce, carry out,
16 or otherwise give effect to the proposed rule entitled “Sup-
17 plemental Nutrition Assistance Program: Standardization
18 of State Heating and Cooling Standard Utility Allow-
19 ances” published in the Federal Register on October 3,
20 2019 (84 Fed. Reg. 52809).

21 SEC. 735. None of the funds made available by this
22 Act may be used to carry out any activities or incur any
23 expense related to the issuance of licenses under section
24 3 of the Animal Welfare Act (7 U.S.C. 2133), or the re-
25 newal of such licenses, to class B dealers who sell dogs

1 and cats for use in research, experiments, teaching, or
2 testing.

3 SEC. 736. (a)(1) No Federal funds made available for
4 this fiscal year for the rural water, waste water, waste dis-
5 posal, and solid waste management programs authorized
6 by sections 306, 306A, 306C, 306D, 306E, and 310B of
7 the Consolidated Farm and Rural Development Act (7
8 U.S.C. 1926 et seq.) shall be used for a project for the
9 construction, alteration, maintenance, or repair of a public
10 water or wastewater system unless all of the iron and steel
11 products used in the project are produced in the United
12 States.

13 (2) In this section, the term “iron and steel products”
14 means the following products made primarily of iron or
15 steel: lined or unlined pipes and fittings, manhole covers
16 and other municipal castings, hydrants, tanks, flanges,
17 pipe clamps and restraints, valves, structural steel, rein-
18 forced precast concrete, and construction materials.

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

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

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

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

7 (c) If the Secretary or the designee receives a request
8 for a waiver under this section, the Secretary or the des-
9 ignee shall make available to the public on an informal
10 basis a copy of the request and information available to
11 the Secretary or the designee concerning the request, and
12 shall allow for informal public input on the request for
13 at least 15 days prior to making a finding based on the
14 request. The Secretary or the designee shall make the re-
15 quest and accompanying information available by elec-
16 tronic means, including on the official public Internet Web
17 site of the Department.

18 (d) This section shall be applied in a manner con-
19 sistent with United States obligations under international
20 agreements.

21 (e) The Secretary may retain up to 0.25 percent of
22 the funds appropriated in this Act for “Rural Utilities
23 Service—Rural Water and Waste Disposal Program Ac-
24 count” for carrying out the provisions described in sub-

1 section (a)(1) for management and oversight of the re-
2 quirements of this section.

3 (f) Subsection (a) shall not apply with respect to a
4 project for which the engineering plans and specifications
5 include use of iron and steel products otherwise prohibited
6 by such subsection if the plans and specifications have re-
7 ceived required approvals from State agencies prior to the
8 date of enactment of this Act.

9 (g) For purposes of this section, the terms “United
10 States” and “State” shall include each of the several
11 States, the District of Columbia, and each federally recog-
12 nized Indian tribe.

13 SEC. 737. None of the funds appropriated by this Act
14 may be used in any way, directly or indirectly, to influence
15 congressional action on any legislation or appropriation
16 matters pending before Congress, other than to commu-
17 nicate to Members of Congress as described in 18 U.S.C.
18 1913.

19 SEC. 738. None of the funds made available by this
20 Act may be used to procure raw or processed poultry prod-
21 ucts imported into the United States from the People’s
22 Republic of China for use in the school lunch program
23 under the Richard B. Russell National School Lunch Act
24 (42 U.S.C. 1751 et seq.), the Child and Adult Care Food
25 Program under section 17 of such Act (42 U.S.C. 1766),

1 the Summer Food Service Program for Children under
2 section 13 of such Act (42 U.S.C. 1761), or the school
3 breakfast program under the Child Nutrition Act of 1966
4 (42 U.S.C. 1771 et seq.).

5 SEC. 739. None of the funds made available by this
6 Act may be used to pay the salaries or expenses of per-
7 sonnel—

8 (1) to inspect horses under section 3 of the
9 Federal Meat Inspection Act (21 U.S.C. 603);

10 (2) to inspect horses under section 903 of the
11 Federal Agriculture Improvement and Reform Act of
12 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

13 (3) to implement or enforce section 352.19 of
14 title 9, Code of Federal Regulations (or a successor
15 regulation).

16 SEC. 740. Of the total amounts made available by
17 this Act for direct loans and grants in section 732 and
18 in the following headings: “Rural Housing Service—Rural
19 Housing Insurance Fund Program Account”; “Rural
20 Housing Service—Mutual and Self-Help Housing
21 Grants”; “Rural Housing Service—Rural Housing Assist-
22 ance Grants”; “Rural Housing Service—Rural Commu-
23 nity Facilities Program Account”; “Rural Business–Coop-
24 erative Service—Rural Business Program Account”;
25 “Rural Business–Cooperative Service—Rural Economic

1 Development Loans Program Account”; “Rural Business–
2 Cooperative Service—Rural Cooperative Development
3 Grants”; “Rural Utilities Service—Rural Water and
4 Waste Disposal Program Account”; “Rural Utilities Serv-
5 ice—Rural Electrification and Telecommunications Loans
6 Program Account”; and “Rural Utilities Service—Dis-
7 tance Learning, Telemedicine, and Broadband Program”,
8 to the maximum extent feasible, at least 10 percent of the
9 funds shall be allocated for assistance in persistent poverty
10 counties under this section, including, notwithstanding
11 any other provision regarding population limits, any coun-
12 ty seat of such a persistent poverty county that has a pop-
13 ulation that does not exceed the authorized population
14 limit by more than 10 percent: *Provided*, That for pur-
15 poses of this section, the term “persistent poverty coun-
16 ties” means any county that has had 20 percent or more
17 of its population living in poverty over the past 30 years,
18 as measured by the 1990 and 2000 decennial censuses,
19 and 2007–2011 American Community Survey 5-year aver-
20 age, or any territory or possession of the United States:
21 *Provided further*, That with respect to specific activities
22 for which program levels have been made available by this
23 Act that are not supported by budget authority, the re-
24 quirements of this section shall be applied to such program
25 level.

1 SEC. 741. There is hereby appropriated \$2,000,000,
2 to remain available until September 30, 2022, for the Na-
3 tional Institute of Food and Agriculture to issue a com-
4 petitive grant to support the establishment of an Agri-
5 culture Business Innovation Center at a historically black
6 college or university to serve as a technical assistance hub
7 to enhance agriculture-based business development oppor-
8 tunities.

9 SEC. 742. In addition to any other funds made avail-
10 able in this Act or any other Act, there is appropriated
11 \$12,000,000 to carry out section 18(g)(8) of the Richard
12 B. Russell National School Lunch Act (42 U.S.C.
13 1769(g)), to remain available until expended.

14 SEC. 743. There is hereby appropriated \$5,000,000,
15 to remain available until September 30, 2022, for the cost
16 of loans and grants that is consistent with section 4206
17 of the Agricultural Act of 2014, for necessary expenses
18 of the Secretary to support projects that provide access
19 to healthy food in underserved areas, to create and pre-
20 serve quality jobs, and to revitalize low-income commu-
21 nities.

22 SEC. 744. For an additional amount for “Animal and
23 Plant Health Inspection Service—Salaries and Expenses”,
24 \$8,500,000, to remain available until September 30, 2022,
25 for one-time control and management and associated ac-

1 tivities directly related to the multiple-agency response to
2 citrus greening.

3 SEC. 745. 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. 746. None of the funds made available by this
15 or any other Act may be used to enforce the final rule
16 promulgated by the Food and Drug Administration enti-
17 tled “Standards for the Growing, Harvesting, Packing,
18 and Holding of Produce for Human Consumption,” and
19 published on November 27, 2015, with respect to the regu-
20 lation of entities that grow, harvest, pack, or hold wine
21 grapes, hops, pulse crops, or almonds.

22 SEC. 747. For school year 2021–2022, only a school
23 food authority that had a negative balance in the nonprofit
24 school food service account as of December 31, 2020, shall
25 be required to establish a price for paid lunches in accord-

1 ance with section 12(p) of the Richard B. Russell National
2 School Lunch Act (42 U.S.C. 1760(p)).

3 SEC. 748. There is hereby appropriated \$5,000,000,
4 to remain available until September 30, 2022, for a pilot
5 program for the National Institute of Food and Agri-
6 culture to provide grants to nonprofit organizations for
7 programs and services to establish and enhance farming
8 and ranching opportunities for military veterans.

9 SEC. 749. For school years 2020–2021 and 2021–
10 2022, none of the funds made available by this Act may
11 be used to implement or enforce the matter following the
12 first comma in the second sentence of footnote (c) of sec-
13 tion 220.8(c) of title 7, Code of Federal Regulations, with
14 respect to the substitution of vegetables for fruits under
15 the school breakfast program established under section 4
16 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

17 SEC. 750. Notwithstanding any other provision of
18 law, the Secretary of Agriculture shall—

19 (1) not later than 60 days after the date of the
20 enactment of this Act, submit to the Committee on
21 Appropriations of the House of Representatives the
22 documents cited in Press Release No. 0176.18 of the
23 Department of Agriculture as the basis for the Sep-
24 tember 6, 2018 decision to cancel the Forest Service

1 application for the Rainy River Watershed With-
2 drawal, including—

3 (A) the environmental assessment entitled
4 “Northern Minnesota Federal Minerals With-
5 drawal” and dated September 2018;

6 (B) each mineral resources report cited in
7 such Release;

8 (C) each biological and economic impact
9 assessment cited in such Release; and

10 (D) each document developed with respect
11 to such Release relating to the potential im-
12 pacts of proposed mineral activities in the
13 Rainy River Watershed on—

14 (i) water resources;

15 (ii) wilderness areas; and

16 (iii) cultural resources; and

17 (2) for the period beginning not later than 60
18 days after the date of the enactment of this Act and
19 ending on the date that is 10 years thereafter, make
20 publicly available on the website of the Department
21 of Agriculture all documents (without redaction) de-
22 scribed in paragraph (1).

23 SEC. 751. (a) The Secretary of Agriculture, acting
24 through the Administrator of the Food Safety and Inspec-
25 tion Service, shall—

1 (1) revoke any line speed waivers issued to a
2 processor subject to the Federal Meat Inspection Act
3 (21 U.S.C. 601 et seq.) or the Poultry Products In-
4 spection Act (21 U.S.C. 451 et seq.) during the pe-
5 riod beginning on or after the first day of the
6 COVID-19 emergency period and ending on the date
7 of the enactment of this Act; and

8 (2) subject to subsection (b), not issue any such
9 waivers on or after such date of enactment, for the
10 duration of the COVID-19 emergency period.

11 (b) Notwithstanding subsection (a), the Secretary
12 may issue a line speed waiver to a processor referred to
13 in such subsection, if such processor—

14 (1) agrees to an inspection for such purpose
15 conducted by the Assistant Secretary of Labor for
16 Occupational Safety and Health; and

17 (2) the Assistant Secretary certifies to the Sec-
18 retary of Agriculture that any increases in line speed
19 at such processor’s facilities would not have an ad-
20 verse impact on worker safety.

21 (c) For purposes of this section, the term “COVID-
22 19 emergency period” has the meaning given the term
23 “emergency period” in section 1135(g)(1)(B) of the Social
24 Security Act (42 U.S.C. 1320b–5(g)(1)(B)).

1 SEC. 752. In addition to any funds made available
2 in this Act or any other Act, there is hereby appropriated
3 \$14,000,000, to remain available until September 30,
4 2022, for grants from the National Institute of Food and
5 Agriculture to the 1890 Institutions to support the Cen-
6 ters of Excellence.

7 SEC. 753. There is hereby appropriated \$2,000,000,
8 to remain available until expended, for the Secretary of
9 Agriculture to carry out a pilot program that assists rural
10 hospitals to improve long-term operations and financial
11 health by providing technical assistance through analysis
12 of current hospital management practices.

13 SEC. 754. There is hereby appropriated \$3,000,000,
14 to remain available until expended, for grants under sec-
15 tion 12502 of Public Law 115–334.

16 SEC. 755. There is hereby appropriated \$2,000,000
17 to carry out section 1621 of Public Law 110–246.

18 SEC. 756. The Secretary of Agriculture shall—

19 (1) within 30 days of enactment of this Act, publish
20 a notice in the Federal Register of the Department’s in-
21 tent to lift the stay issued on July 31, 2013 (78 Fed. Reg.
22 46255) and a proposed date upon which the final rule pub-
23 lished on December 31, 2012 (77 Fed. Reg. 76815) (“the
24 final rule”) shall be become effective;

1 (2) take public comments on the notice for not more
2 than 60 days; and

3 (3) not later than 30 days after the end of the com-
4 ment period, publish in the Federal Register the date upon
5 which the stay is lifted and the final rule shall become
6 effective.

7 SEC. 757. There is hereby appropriated \$3,000,000,
8 to remain available until September 30, 2022, to carry out
9 section 4003(b) of Public Law 115–334 relating to dem-
10 onstration projects for Tribal Organizations.

11 SEC. 758. There is hereby appropriated \$1,000,000
12 to carry out section 3307 of Public Law 115–334.

13 SEC. 759. The Secretary of Agriculture may waive
14 the matching funds requirement under Section 412(g) of
15 the Agricultural Research, Extension, and Education Re-
16 form Act of 1998 (7 U.S.C. 7632(g)).

17 SEC. 760. There is hereby appropriated \$15,000,000,
18 to remain available until September 30, 2022, to carry out
19 section 23 of the Child Nutrition Act of 1966 (42 U.S.C.
20 1793), of which \$2,000,000 shall be for grants under such
21 section to the Commonwealth of Puerto Rico, the Com-
22 monwealth of the Northern Mariana Islands, the United
23 States Virgin Islands, Guam, and American Samoa.

24 SEC. 761. Any funds made available by this or any
25 other Act that the Secretary withholds pursuant to section

1 1668(g)(2) of the Food, Agriculture, Conservation, and
2 Trade Act of 1990 (7 U.S.C. 5921(g)(2)), as amended,
3 shall be available for grants for biotechnology risk assess-
4 ment research: *Provided*, That the Secretary may transfer
5 such funds to appropriations of the Department of Agri-
6 culture.

7 SEC. 762. There is hereby appropriated \$7,000,000
8 to carry out section 222 of Subtitle A of the Department
9 of Agriculture Reorganization Act of 1994 (7 U.S.C.
10 6923) as amended by section 12302 of Public Law 115–
11 334.

12 SEC. 763. There is hereby appropriated \$500,000 to
13 carry out section 224 of Subtitle A of the Department of
14 Agriculture Reorganization Act of 1994 (7 U.S.C. 6924)
15 as amended by section 12504 of Public Law 115–334.

16 SEC. 764. There is hereby appropriated \$1,000,000,
17 to remain available until September 30, 2022, to carry out
18 section 4208 of Public Law 115–334.

19 SEC. 765. There is hereby appropriated \$400,000 to
20 carry out section 1672(g)(4)(B) of the Food, Agriculture,
21 Conservation, and Trade Act of 1990 (7 U.S.C.
22 5925(g)(4(B)) as amended by section 7209 of Public Law
23 115–334.

24 SEC. 766. There is hereby appropriated \$5,000,000
25 to carry out section 12301 of Public Law 115–334.

1 SEC. 767. There is hereby appropriated \$5,000,000
2 to carry out section 1450 of the National Agricultural Re-
3 search, Extension, and Teaching Policy Act of 1977 (7
4 U.S.C. 3222e) as amended by section 7120 of Public Law
5 115–334.

6 SEC. 768. There is hereby appropriated \$1,000,000
7 to carry out section 1671 of the Food, Agriculture, Con-
8 servation, and Trade Act of 1990 (7 U.S.C. 5924) as
9 amended by section 7208 of Public Law 115–334.

10 SEC. 769. In response to an eligible community where
11 the drinking water supplies are inadequate due to a nat-
12 ural disaster, as determined by the Secretary, including
13 drought or severe weather, the Secretary may provide po-
14 table water through the Emergency Community Water As-
15 sistance Grant Program for an additional period of time
16 not to exceed 120 days beyond the established period pro-
17 vided under the Program in order to protect public health.

18 SEC. 770. There is hereby appropriated \$5,000,000
19 to remain available until September 30, 2022, to carry out
20 section 4206 of Public Law 115–334.

21 SEC. 771. There is hereby appropriated \$1,000,000,
22 to remain available until expended, to carry out section
23 12513 of Public Law 115–334.

24 SEC. 772. (a) There is hereby appropriated
25 \$915,000,000, to remain available until expended, for an

1 additional amount for “Rural Utilities Service—Distance
2 Learning, Telemedicine, and Broadband Program” for the
3 same purpose and under the same terms and conditions
4 as funds appropriated by section 779 of Public Law 115–
5 141 (as amended by section 776).

6 (b) Section 313(b) of the Rural Electrification Act
7 of 1936, as amended (7 U.S.C. 940c(b)), shall be applied
8 for fiscal year 2021 and each fiscal year thereafter until
9 the specified funding has been expended as if the following
10 were inserted after the final period in subsection (b)(2):
11 “In addition, the Secretary shall use, for the same purpose
12 and under the same terms and conditions as funds appro-
13 priated by section 779 of Public Law 115–141,
14 \$425,000,000 of funds available in this subaccount in fis-
15 cal year 2019 and thereafter until expended;
16 \$255,000,000 of funds available in this subaccount in fis-
17 cal year 2020 and thereafter until expended; and
18 \$75,000,000 of funds available in this subaccount in fiscal
19 year 2021 and thereafter until expended: *Provided*, That
20 any use of such funds shall be treated as a reprogramming
21 of funds under section 716 of this Act.”.

22 (c) Section 787(b) of division B of Public Law 116–
23 94 shall no longer apply.

24 SEC. 773. Hereafter, and notwithstanding any other
25 provision of law, no funds available to the Department of

1 Agriculture may be used to move any staff office or any
2 agency from the mission area in which it was located on
3 August 1, 2018, to any other mission area or office within
4 the Department in the absence of the enactment of specific
5 legislation affirming such move.

6 SEC. 774. There is hereby appropriated \$10,000,000,
7 to remain available until expended, for the Secretary of
8 Agriculture to carry out a pilot program to provide finan-
9 cial assistance for rural communities to further develop
10 renewable energy.

11 SEC. 775. Section 9(i)(2) of the Food and Nutrition
12 Act of 2008 (7 U.S.C. 2018(i)(2)) is amended by striking
13 “December 31, 2020” and inserting “December 31,
14 2021”.

15 SEC. 776. Section 779 of Public Law 115–141 is
16 amended by striking “efforts made” in the fourth proviso
17 and inserting “service provided”.

18 SEC. 777. The Secretary, acting through the Chief
19 of the Natural Resources Conservation Service, may use
20 funds appropriated under this Act for the Watershed and
21 Flood Prevention Operations Program and the Watershed
22 Rehabilitation Program carried out pursuant to the Wa-
23 tershed Protection and Flood Prevention Act (16 U.S.C.
24 1001 et seq.), and for the Emergency Watershed Protec-
25 tion Program carried out pursuant to section 403 of the

1 Agricultural Credit Act of 1978 (16 U.S.C. 2203) to pro-
2 vide technical services for such programs pursuant to sec-
3 tion 1252(a)(1) of the Food Security Act of 1985 (16
4 U.S.C. 3851(a)(1)), notwithstanding subsection (c) of
5 such section.

6 SEC. 778. (a) The Secretary of Health and Human
7 Services, acting through the Commissioner of Food and
8 Drugs (Commissioner), shall explore and, if it determines
9 to be feasible, implement a number of options for regu-
10 lating the export of shrimp to the United States from
11 other countries, such as sampling of products prior to ex-
12 port to the United States, increasing foreign inspections
13 of export facilities, increased seafood importer inspections,
14 foreign surveillance inspections at overseas manufacturing
15 sites, enhanced import screening, higher rates of examina-
16 tion and sampling, use of third-party audits, and formal
17 seafood arrangements with foreign competent authorities.

18 (b) The Commissioner shall especially consider the
19 following: (1) that appropriate controls are applied to
20 shrimp feed and production ponds, processing plants, and
21 facilities throughout the chain of distribution to determine
22 compliance with seafood safety requirements; (2) dedicate
23 its inspectional effort to determine compliance with sea-
24 food arrangements, once established, from any dedicated
25 funds; (3) provide an annual report to the Committee be-

1 fore the end of fiscal years 2021, 2022, and 2023 with
2 the reporting requirement goal being to provide the Com-
3 mittee information related to FDA’s oversight of the safe-
4 ty of shrimp products imported into the United States.

5 SEC. 779. Section 7605(b) of the Agriculture Im-
6 provement Act of 2018 (7 U.S.C. 5940 note; Public Law
7 115–334) shall be applied by substituting “September 30,
8 2021” for “the date that is 1 year after the date on which
9 the Secretary establishes a plan under section 297C of the
10 Agricultural Marketing Act of 1946”.

11 SEC. 780. None of the funds made available by this
12 or any other act may be used to restrict the offering of
13 low-fat (1% fat) flavored milk in the National School
14 Lunch Program or School Breakfast Program, as long as
15 such milk is not inconsistent with the most recent Dietary
16 Guidelines for Americans published under section 301 of
17 the National Nutrition Monitoring and Related Research
18 Act of 1990.

19 SEC. 781. The Commissioner of the Food and Drug
20 Administration shall develop a plan within 180 days of en-
21 actment that would allow the Agency to identify, detain
22 and refuse all FDA regulated products originating from
23 foreign establishments that did not allow FDA investiga-
24 tors immediate physical access to the registered establish-
25 ment and its records to determine a registered establish-

1 ment’s ongoing compliance with FDA laws and regula-
2 tions. Any foreign establishment that meets these criteria
3 may be placed on import alert. This import alert would
4 be specific for this foreign establishment, focusing on de-
5 taining all products from this establishment.

6 SEC. 782. In administering the pilot program estab-
7 lished by section 779 of division A of the Consolidated Ap-
8 propriations Act, 2018 (Public Law 115–141), the Sec-
9 retary of Agriculture may, for purposes of determining en-
10 tities eligible to receive assistance, consider those commu-
11 nities which are “Areas Rural in Character”: *Provided*,
12 That not more than 10 percent of the funds made avail-
13 able by section 772 may be used for this purpose.

14 SEC. 783. Not later than 1 year after the date of
15 enactment of this Act, the National Academy of Sciences,
16 Engineering, and Medicine shall complete a review and
17 provide a report to the Secretary of Agriculture, the Sec-
18 retary of Health and Human Services, and the Congress,
19 on the most recent edition of the dietary guidelines for
20 Americans that includes the following:

21 (1) A comparative analysis of the scientific
22 methodologies, review protocols, and evaluation proc-
23 esses used to develop the most recently issued guide-
24 lines as compared to recommendations included in
25 the National Academy of Sciences, Engineering, and

1 Medicine September 2017 report entitled “Rede-
2 signing the Process for Establishing the Dietary
3 Guidelines for Americans”.

4 (2) A comparative analysis of the scientific
5 studies used to develop such guidelines to determine
6 the dietary needs of Americans with diet-related
7 metabolic diseases as compared to the most current
8 and rigorous scientific studies on diet and diet-re-
9 lated metabolic diseases available.

10 (3) An analysis of how full implementation of
11 the recommendations described in paragraph (1)
12 would have affected the most recently issued guide-
13 lines.

14 SEC. 784. (a) Section 569D of the Federal Food,
15 Drug, and Cosmetic Act (21 U.S.C. 360bbb–8d) is amend-
16 ed—

17 (1) in the section heading, by striking “CON-
18 TROLLED SUBSTANCES” and inserting “DRUGS
19 AND CONTROLLED SUBSTANCES”;

20 (2) by striking “controlled substance” each place
21 such term appears and inserting “drug or controlled sub-
22 stance”;

23 (3) in subsection (b), by striking “controlled sub-
24 stances” and inserting “drugs or controlled substances”;
25 and

1 (4) in subsection (c), by striking “or an official senior
2 to such Director” and inserting the following: “or the Di-
3 rector of the Center for Biologies Evaluation and Research
4 (or an official senior to either such Director)”.

5 (b) Section 801(a) of the Federal Food, Drug, and
6 Cosmetic Act (21 U.S.C. 381(a)) is amended by striking
7 “is a controlled substance subject to an order under sec-
8 tion 569D” and inserting “is a drug or controlled sub-
9 stance subject to an order under section 569D”.

10 This Act may be cited as the “Agriculture, Rural De-
11 velopment, Food and Drug Administration, and Related
12 Agencies Appropriations Act, 2021”.

Union Calendar No. 358

116TH CONGRESS
2^D Session

H. R. 7610

[Report No. 116-446]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2021, and for other purposes.

JULY 13, 2020

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