

**Calendar No. 113**117TH CONGRESS  
1ST SESSION**S. 2599****[Report No. 117-34]**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2022, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 4, 2021

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

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**A BILL**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2022, 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-

1 tion, and Related Agencies for the fiscal year ending Sep-  
2 tember 30, 2022, and for other purposes, namely:

3 TITLE I

4 AGRICULTURAL PROGRAMS

5 PROCESSING, RESEARCH, AND MARKETING

6 OFFICE OF THE SECRETARY

7 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses of the Office of the Secretary,  
9 \$52,916,000, of which not to exceed \$5,703,000 shall be  
10 available for the immediate Office of the Secretary; not  
11 to exceed \$4,749,000 shall be available for the Office of  
12 Homeland Security; not to exceed \$1,025,000 shall be  
13 available for the Office of Tribal Relations; not to exceed  
14 \$6,044,000 shall be available for the Office of Partner-  
15 ships and Public Engagement, of which \$1,500,000 shall  
16 be for 7 U.S.C. 2279(c)(5); not to exceed \$23,431,000  
17 shall be available for the Office of the Assistant Secretary  
18 for Administration, of which \$21,782,000 shall be avail-  
19 able for Departmental Administration to provide for nec-  
20 essary expenses for management support services to of-  
21 fices of the Department and for general administration,  
22 security, repairs and alterations, and other miscellaneous  
23 supplies and expenses not otherwise provided for and nec-  
24 essary for the practical and efficient work of the Depart-  
25 ment: *Provided*, That funds made available by this Act to

1 an agency in the Administration mission area for salaries  
2 and expenses are available to fund up to one administra-  
3 tive support staff for the Office; not to exceed \$4,480,000  
4 shall be available for the Office of Assistant Secretary for  
5 Congressional Relations and Intergovernmental Affairs to  
6 carry out the programs funded by this Act, including pro-  
7 grams involving intergovernmental affairs and liaison  
8 within the executive branch; and not to exceed \$7,484,000  
9 shall be available for the Office of Communications: *Pro-*  
10 *vided further*, That the Secretary of Agriculture is author-  
11 ized to transfer funds appropriated for any office of the  
12 Office of the Secretary to any other office of the Office  
13 of the Secretary: *Provided further*, That no appropriation  
14 for any office shall be increased or decreased by more than  
15 5 percent: *Provided further*, That not to exceed \$22,000  
16 of the amount made available under this paragraph for  
17 the immediate Office of the Secretary shall be available  
18 for official reception and representation expenses, not oth-  
19 erwise provided for, as determined by the Secretary: *Pro-*  
20 *vided further*, That the amount made available under this  
21 heading for Departmental Administration shall be reim-  
22 bursed from applicable appropriations in this Act for trav-  
23 el expenses incident to the holding of hearings as required  
24 by 5 U.S.C. 551–558: *Provided further*, That funds made  
25 available under this heading for the Office of the Assistant

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

#### 16 EXECUTIVE OPERATIONS

##### 17 OFFICE OF THE CHIEF ECONOMIST

18 For necessary expenses of the Office of the Chief  
19 Economist, \$25,499,000, of which \$8,000,000 shall be for  
20 grants or cooperative agreements for policy research under  
21 7 U.S.C. 3155: *Provided*, That of the amounts made avail-  
22 able under this heading, \$500,000 shall be available to  
23 carry out section 224 of subtitle A of the Department of  
24 Agriculture Reorganization Act of 1994 (7 U.S.C. 6924),  
25 as amended by section 12504 of Public Law 115–334.

## 1 OFFICE OF HEARINGS AND APPEALS

2 For necessary expenses of the Office of Hearings and  
3 Appeals, \$16,173,000.

## 4 OFFICE OF BUDGET AND PROGRAM ANALYSIS

5 For necessary expenses of the Office of Budget and  
6 Program Analysis, \$12,310,000.

## 7 OFFICE OF THE CHIEF INFORMATION OFFICER

8 For necessary expenses of the Office of the Chief In-  
9 formation Officer, \$84,746,000, of which not less than  
10 \$69,672,000 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, \$7,118,000.

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, \$1,426,000: *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 \$29,328,000.

## 1           AGRICULTURE BUILDINGS AND FACILITIES

2                   (INCLUDING TRANSFERS OF FUNDS)

3           For payment of space rental and related costs pursu-  
4 ant to Public Law 92–313, including authorities pursuant  
5 to the 1984 delegation of authority from the Adminis-  
6 trator of General Services to the Department of Agri-  
7 culture under 40 U.S.C. 121, for programs and activities  
8 of the Department which are included in this Act, and for  
9 alterations and other actions needed for the Department  
10 and its agencies to consolidate unneeded space into con-  
11 figurations suitable for release to the Administrator of  
12 General Services, and for the operation, maintenance, im-  
13 provement, and repair of Agriculture buildings and facili-  
14 ties, and for related costs, \$313,443,000, to remain avail-  
15 able until expended.

## 16           HAZARDOUS MATERIALS MANAGEMENT

17                   (INCLUDING TRANSFERS OF FUNDS)

18           For necessary expenses of the Department of Agri-  
19 culture, to comply with the Comprehensive Environmental  
20 Response, Compensation, and Liability Act (42 U.S.C.  
21 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C.  
22 6901 et seq.), \$6,545,000, to remain available until ex-  
23 pended: *Provided*, That appropriations and funds available  
24 herein to the Department for Hazardous Materials Man-  
25 agement may be transferred to any agency of the Depart-

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

3 OFFICE OF SAFETY, SECURITY, AND PROTECTION

4 For necessary expenses of the Office of Safety, Secu-  
5 rity, and Protection, \$23,306,000.

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 \$106,309,000, including such sums as may be necessary  
11 for contracting and other arrangements with public agen-  
12 cies and private persons pursuant to section 6(a)(9) of the  
13 Inspector 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, \$60,723,000.

## 1 OFFICE OF ETHICS

2 For necessary expenses of the Office of Ethics,  
3 \$4,277,000.

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

6 For necessary expenses of the Office of the Under  
7 Secretary for Research, Education, and Economics,  
8 \$1,327,000: *Provided*, That funds made available by this  
9 Act to an agency in the Research, Education, and Eco-  
10 nomics mission area for salaries and expenses are avail-  
11 able to fund up to one administrative support staff for  
12 the Office.

## 13 ECONOMIC RESEARCH SERVICE

14 For necessary expenses of the Economic Research  
15 Service, \$90,794,000.

## 16 NATIONAL AGRICULTURAL STATISTICS SERVICE

17 For necessary expenses of the National Agricultural  
18 Statistics Service, \$191,662,000, of which up to  
19 \$46,850,000 shall be available until expended for the Cen-  
20 sus of Agriculture: *Provided*, That amounts made available  
21 for the Census of Agriculture may be used to conduct Cur-  
22 rent Agricultural Industrial Report surveys subject to 7  
23 U.S.C. 2204g(d) and (f).



## 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, \$1,675,040,000: *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 four buildings to  
22 be constructed at a cost not to exceed \$5,000,000 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, \$45,405,000 to re-  
 13 main available until expended.

14 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

15 RESEARCH AND EDUCATION ACTIVITIES

16 For payments to agricultural experiment stations, for  
 17 cooperative forestry and other research, for facilities, and  
 18 for other expenses, \$1,057,420,000, which shall be for the  
 19 purposes, and in the amounts, specified in the table titled  
 20 “National Institute of Food and Agriculture, Research  
 21 and Education Activities” in the report accompanying this  
 22 Act: *Provided*, That funds for research grants for 1994  
 23 institutions, education grants for 1890 institutions, His-  
 24 panic serving institutions education grants, capacity build-  
 25 ing for non-land-grant colleges of agriculture, the agri-

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

21 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

## EXTENSION ACTIVITIES

1  
2 For payments to States, the District of Columbia,  
3 Puerto Rico, Guam, the Virgin Islands, Micronesia, the  
4 Northern Marianas, and American Samoa, \$559,400,000,  
5 which shall be for the purposes, and in the amounts, speci-  
6 fied in the table titled “National Institute of Food and  
7 Agriculture, Extension Activities” in the report accom-  
8 panying this Act: *Provided*, That funds for facility im-  
9 provements at 1890 institutions shall remain available  
10 until expended: *Provided further*, That institutions eligible  
11 to receive funds under 7 U.S.C. 3221 for cooperative ex-  
12 tension receive no less than \$1,000,000: *Provided further*,  
13 That funds for cooperative extension under sections 3(b)  
14 and (c) of the Smith-Lever Act (7 U.S.C. 343(b) and (c))  
15 and section 208(c) of Public Law 93–471 shall be avail-  
16 able for retirement and employees’ compensation costs for  
17 extension agents.

## INTEGRATED ACTIVITIES

18  
19 For the integrated research, education, and extension  
20 grants programs, including necessary administrative ex-  
21 penses, \$40,000,000, which shall be for the purposes, and  
22 in the amounts, specified in the table titled “National In-  
23 stitute of Food and Agriculture, Integrated Activities” in  
24 the report accompanying this Act: *Provided*, That funds  
25 for the Food and Agriculture Defense Initiative shall re-

1 main available until September 30, 2023: *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 \$1,577,000: *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 \$1,122,116,000 of which up to \$3,474,000 shall be for  
 23 the purposes, and in the amounts, specified for this ac-  
 24 count in the table titled “Congressionally Directed Spend-  
 25 ing” in the report to accompany this Act, in accordance

1 with applicable statutory and regulatory requirements; of  
2 which \$491,000, to remain available until expended, shall  
3 be available for the control of outbreaks of insects, plant  
4 diseases, animal diseases and for control of pest animals  
5 and birds (“contingency fund”) to the extent necessary to  
6 meet emergency conditions; of which \$14,725,000, to re-  
7 main available until expended, shall be used for the cotton  
8 pests program, including for cost share purposes or for  
9 debt retirement for active eradication zones; of which  
10 \$38,486,000, to remain available until expended, shall be  
11 for Animal Health Technical Services; of which  
12 \$2,340,000 shall be for activities under the authority of  
13 the Horse Protection Act of 1970, as amended (15 U.S.C.  
14 1831); of which \$63,833,000, to remain available until ex-  
15 pended, shall be used to support avian health; of which  
16 \$4,251,000, to remain available until expended, shall be  
17 for information technology infrastructure; of which  
18 \$210,342,000, to remain available until expended, shall be  
19 for specialty crop pests, of which \$8,500,000, to remain  
20 available until September 30, 2023, shall be for one-time  
21 control and management and associated activities directly  
22 related to the multiple-agency response to citrus greening;  
23 of which, \$11,137,000, to remain available until expended,  
24 shall be for field crop and rangeland ecosystem pests; of  
25 which \$19,782,000, to remain available until expended,

1 shall be for zoonotic disease management; of which  
2 \$38,380,000, to remain available until expended, shall be  
3 for emergency preparedness and response; of which  
4 \$61,217,000, to remain available until expended, shall be  
5 for tree and wood pests; of which \$6,751,000, to remain  
6 available until expended, shall be for the National Veteri-  
7 nary Stockpile; of which up to \$1,500,000, to remain  
8 available until expended, shall be for the scrapie program  
9 for indemnities; of which \$2,500,000, to remain available  
10 until expended, shall be for the wildlife damage manage-  
11 ment program for aviation safety: *Provided*, That any of  
12 the funds described in the “Congressionally Directed  
13 Spending” table that the Secretary determines will not be  
14 obligated during the fiscal year shall not be subject to the  
15 direction provided in such table: *Provided further*, That of  
16 amounts available under this heading for wildlife services  
17 methods development, \$1,000,000 shall remain available  
18 until expended: *Provided further*, That of amounts avail-  
19 able under this heading for the screwworm program,  
20 \$4,990,000 shall remain available until expended; of which  
21 \$24,307,000, to remain available until expended, shall be  
22 used to carry out the science program and transition ac-  
23 tivities for the National Bio and Agro-defense Facility lo-  
24 cated in Manhattan, Kansas: *Provided further*, That no  
25 funds shall be used to formulate or administer a brucel-



1 losis eradication program for the current fiscal year that  
2 does not require minimum matching by the States of at  
3 least 40 percent: *Provided further*, That this appropriation  
4 shall be available for the purchase, replacement, operation,  
5 and maintenance of aircraft: *Provided further*, That in ad-  
6 dition, in emergencies which threaten any segment of the  
7 agricultural production industry of the United States, the  
8 Secretary may transfer from other appropriations or funds  
9 available to the agencies or corporations of the Depart-  
10 ment such sums as may be deemed necessary, to be avail-  
11 able only in such emergencies for the arrest and eradi-  
12 cation of contagious or infectious disease or pests of ani-  
13 mals, poultry, or plants, and for expenses in accordance  
14 with sections 10411 and 10417 of the Animal Health Pro-  
15 tection Act (7 U.S.C. 8310 and 8316) and sections 431  
16 and 442 of the Plant Protection Act (7 U.S.C. 7751 and  
17 7772), and any unexpended balances of funds transferred  
18 for such emergency purposes in the preceding fiscal year  
19 shall be merged with such transferred amounts: *Provided*  
20 *further*, That appropriations hereunder shall be available  
21 pursuant to law (7 U.S.C. 2250) for the repair and alter-  
22 ation of leased buildings and improvements, but unless  
23 otherwise provided the cost of altering any one building  
24 during the fiscal year shall not exceed 10 percent of the  
25 current replacement value of the building.

1        In fiscal year 2022, the agency is authorized to collect  
2 fees to cover the total costs of providing technical assist-  
3 ance, goods, or services requested by States, other political  
4 subdivisions, domestic and international organizations,  
5 foreign governments, or individuals, provided that such  
6 fees are structured such that any entity's liability for such  
7 fees is reasonably based on the technical assistance, goods,  
8 or services provided to the entity by the agency, and such  
9 fees shall be reimbursed to this account, to remain avail-  
10 able until expended, without further appropriation, for  
11 providing such assistance, goods, or services.

12                                    BUILDINGS AND FACILITIES

13        For plans, construction, repair, preventive mainte-  
14 nance, environmental support, improvement, extension, al-  
15 teration, and purchase of fixed equipment or facilities, as  
16 authorized by 7 U.S.C. 2250, and acquisition of land as  
17 authorized by 7 U.S.C. 2268a, \$3,175,000, to remain  
18 available until expended.

19                                    AGRICULTURAL MARKETING SERVICE

20                                    MARKETING SERVICES

21        For necessary expenses of the Agricultural Marketing  
22 Service, \$231,063,000, of which \$7,000,000 shall be avail-  
23 able for the purposes of section 12306 of Public Law 113-  
24 79: *Provided*, That of the amounts made available under  
25 this heading, \$25,000,000, to remain available until ex-

1 pending, shall be to carry out section 12513 of Public Law  
2 115–334 and shall result in an equal distribution of funds  
3 between only the three regional innovation initiatives that  
4 were funded in fiscal year 2020: *Provided further*, That  
5 this appropriation shall be available pursuant to law (7  
6 U.S.C. 2250) for the alteration and repair of buildings  
7 and improvements, but the cost of altering any one build-  
8 ing during the fiscal year shall not exceed 10 percent of  
9 the current replacement value of the building.

10 Fees may be collected for the cost of standardization  
11 activities, as established by regulation pursuant to law (31  
12 U.S.C. 9701), except for the cost of activities relating to  
13 the development or maintenance of grain standards under  
14 the United States Grain Standards Act, 7 U.S.C. 71 et  
15 seq.

16 LIMITATION ON ADMINISTRATIVE EXPENSES

17 Not to exceed \$61,786,000 (from fees collected) shall  
18 be obligated during the current fiscal year for administra-  
19 tive expenses: *Provided*, That if crop size is understated  
20 and/or other uncontrollable events occur, the agency may  
21 exceed this limitation by up to 10 percent with notification  
22 to the Committees on Appropriations of both Houses of  
23 Congress.

1 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND  
2 SUPPLY (SECTION 32)  
3 (INCLUDING TRANSFERS OF FUNDS)

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

15 PAYMENTS TO STATES AND POSSESSIONS

16 For payments to departments of agriculture, bureaus  
17 and departments of markets, and similar agencies for  
18 marketing activities under section 204(b) of the Agricul-  
19 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),  
20 \$4,000,000.

21 LIMITATION ON INSPECTION AND WEIGHING SERVICES

22 EXPENSES

23 Not to exceed \$55,000,000 (from fees collected) shall  
24 be obligated during the current fiscal year for inspection  
25 and weighing services: *Provided*, That if grain export ac-

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

5 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

6 For necessary expenses of the Office of the Under  
7 Secretary for Food Safety, \$1,327,000: *Provided*, That  
8 funds made available by this Act to an agency in the Food  
9 Safety mission area for salaries and expenses are available  
10 to fund up to one administrative support staff for the Of-  
11 fice.

12 FOOD SAFETY AND INSPECTION SERVICE

13 For necessary expenses to carry out services author-  
14 ized by the Federal Meat Inspection Act, the Poultry  
15 Products Inspection Act, and the Egg Products Inspection  
16 Act, including not to exceed \$10,000 for representation  
17 allowances and for expenses pursuant to section 8 of the  
18 Act approved August 3, 1956 (7 U.S.C. 1766),  
19 \$1,153,064,000; and in addition, \$1,000,000 may be cred-  
20 ited to this account from fees collected for the cost of lab-  
21 oratory accreditation as authorized by section 1327 of the  
22 Food, Agriculture, Conservation and Trade Act of 1990  
23 (7 U.S.C. 138f): *Provided*, That funds provided for the  
24 Public Health Data Communication Infrastructure system  
25 shall remain available until expended: *Provided further*,

1 That no fewer than 148 full-time equivalent positions shall  
2 be employed during fiscal year 2022 for purposes dedi-  
3 cated solely to inspections and enforcement related to the  
4 Humane Methods of Slaughter Act (7 U.S.C. 1901 et  
5 seq.): *Provided further*, That the Food Safety and Inspec-  
6 tion Service shall continue implementation of section  
7 11016 of Public Law 110–246 as further clarified by the  
8 amendments made in section 12106 of Public Law 113–  
9 79: *Provided further*, That this appropriation shall be  
10 available pursuant to law (7 U.S.C. 2250) for the alter-  
11 ation and repair of buildings and improvements, but the  
12 cost of altering any one building during the fiscal year  
13 shall not exceed 10 percent of the current replacement  
14 value of the building.

## 15 TITLE II

### 16 FARM PRODUCTION AND CONSERVATION

#### 17 PROGRAMS

#### 18 OFFICE OF THE UNDER SECRETARY FOR FARM

#### 19 PRODUCTION AND CONSERVATION

20 For necessary expenses of the Office of the Under  
21 Secretary for Farm Production and Conservation,  
22 \$1,687,000: *Provided*, That funds made available by this  
23 Act to an agency in the Farm Production and Conserva-  
24 tion mission area for salaries and expenses are available

1 to fund up to one administrative support staff for the Of-  
 2 fice.

3 FARM PRODUCTION AND CONSERVATION BUSINESS

4 CENTER

5 SALARIES AND EXPENSES

6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses of the Farm Production and  
 8 Conservation Business Center, \$238,177,000: *Provided*,  
 9 That \$60,228,000 of amounts appropriated for the cur-  
 10 rent fiscal year pursuant to section 1241(a) of the Farm  
 11 Security and Rural Investment Act of 1985 (16 U.S.C.  
 12 3841(a)) shall be transferred to and merged with this ac-  
 13 count.

14 FARM SERVICE AGENCY

15 SALARIES AND EXPENSES

16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses of the Farm Service Agency,  
 18 \$1,178,324,000, of which not less than \$15,000,000 shall  
 19 be for the hiring of new employees to fill vacancies and  
 20 anticipated vacancies at Farm Service Agency county of-  
 21 fices and farm loan officers and shall be available until  
 22 September 30, 2023: *Provided*, That not more than 50  
 23 percent of the funding made available under this heading  
 24 for information technology related to farm program deliv-  
 25 ery may be obligated until the Secretary submits to the

1 Committees on Appropriations of both Houses of Con-  
2 gress, and receives written or electronic notification of re-  
3 ceipt from such Committees of, a plan for expenditure that  
4 (1) identifies for each project/investment over \$25,000 (a)  
5 the functional and performance capabilities to be delivered  
6 and the mission benefits to be realized, (b) the estimated  
7 lifecycle cost for the entirety of the project/investment, in-  
8 cluding estimates for development as well as maintenance  
9 and operations, and (c) key milestones to be met; (2) dem-  
10 onstrates that each project/investment is, (a) consistent  
11 with the Farm Service Agency Information Technology  
12 Roadmap, (b) being managed in accordance with applica-  
13 ble lifecycle management policies and guidance, and (c)  
14 subject to the applicable Department's capital planning  
15 and investment control requirements; and (3) has been re-  
16 viewed by the Government Accountability Office and ap-  
17 proved by the Committees on Appropriations of both  
18 Houses of Congress: *Provided further*, That the agency  
19 shall submit a report by the end of the fourth quarter of  
20 fiscal year 2022 to the Committees on Appropriations and  
21 the Government Accountability Office, that identifies for  
22 each project/investment that is operational (a) current  
23 performance against key indicators of customer satisfac-  
24 tion, (b) current performance of service level agreements  
25 or other technical metrics, (c) current performance against



1 a pre-established cost baseline, (d) a detailed breakdown  
2 of current and planned spending on operational enhance-  
3 ments or upgrades, and (e) an assessment of whether the  
4 investment continues to meet business needs as intended  
5 as well as alternatives to the investment: *Provided further*,  
6 That the Secretary is authorized to use the services, facili-  
7 ties, and authorities (but not the funds) of the Commodity  
8 Credit Corporation to make program payments for all pro-  
9 grams administered by the Agency: *Provided further*, That  
10 other funds made available to the Agency for authorized  
11 activities may be advanced to and merged with this ac-  
12 count: *Provided further*, That funds made available to  
13 county committees shall remain available until expended:  
14 *Provided further*, That none of the funds available to the  
15 Farm Service Agency shall be used to close Farm Service  
16 Agency county offices: *Provided further*, That none of the  
17 funds available to the Farm Service Agency shall be used  
18 to permanently relocate county based employees that  
19 would result in an office with two or fewer employees with-  
20 out prior notification and approval of the Committees on  
21 Appropriations of both Houses of Congress.

22 STATE MEDIATION GRANTS

23 For grants pursuant to section 502(b) of the Agricul-  
24 tural Credit Act of 1987, as amended (7 U.S.C. 5101-  
25 5106), \$7,000,000.

## 1 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

2 For necessary expenses to carry out wellhead or  
3 groundwater protection activities under section 12400 of  
4 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),  
5 \$6,500,000, to remain available until expended.

## 6 DAIRY INDEMNITY PROGRAM

7 (INCLUDING TRANSFER OF FUNDS)

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

## 18 GEOGRAPHICALLY DISADVANTAGED FARMERS AND

19 RANCHERS

20 For necessary expenses to carry out direct reimburse-  
21 ment payments to geographically disadvantaged farmers  
22 and ranchers under section 1621 of the Food Conserva-  
23 tion, and Energy Act of 2008 (7 U.S.C. 8792),  
24 \$3,000,000, to remain available until expended.

1      AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

2    ACCOUNT

3    (INCLUDING TRANSFERS OF FUNDS)

4           For gross obligations for the principal amount of di-  
 5 rect and guaranteed farm ownership (7 U.S.C. 1922 et  
 6 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-  
 7 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-  
 8 quisition loans (25 U.S.C. 5136), boll weevil loans (7  
 9 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.  
 10 1924 et seq.), relending program (7 U.S.C. 1936c), and  
 11 Indian highly fractionated land loans (25 U.S.C. 5136)  
 12 to be available from funds in the Agricultural Credit In-  
 13 surance Fund, as follows: \$3,500,000,000 for guaranteed  
 14 farm ownership loans and \$2,800,000,000 for farm owner-  
 15 ship direct loans; \$2,118,482,000 for unsubsidized guar-  
 16 anteed operating loans and \$1,633,333,000 for direct op-  
 17 erating loans; emergency loans, \$37,668,000; Indian tribe  
 18 land acquisition loans, \$20,000,000; guaranteed conserva-  
 19 tion loans, \$150,000,000; relending program,  
 20 \$61,425,000; Indian highly fractionated land loans,  
 21 \$5,000,000; and for boll weevil eradication program loans,  
 22 \$60,000,000: *Provided*, That the Secretary shall deem the  
 23 pink bollworm to be a boll weevil for the purpose of boll  
 24 weevil eradication program loans.

1 For the cost of direct and guaranteed loans and  
2 grants, including the cost of modifying loans as defined  
3 in section 502 of the Congressional Budget Act of 1974,  
4 as follows: \$40,017,000 for direct farm operating loans,  
5 \$16,524,000 for unsubsidized guaranteed farm operating  
6 loans, \$267,000 for emergency loans, \$5,000,000 for the  
7 relending program, and \$407,000 for Indian highly  
8 fractionated land loans, to remain available until ex-  
9 pended.

10 In addition, for administrative expenses necessary to  
11 carry out the direct and guaranteed loan programs,  
12 \$314,772,000: *Provided*, That of this amount,  
13 \$294,114,000 shall be transferred to and merged with the  
14 appropriation for “Farm Service Agency, Salaries and Ex-  
15 penses”.

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

## 1 RISK MANAGEMENT AGENCY

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management  
4 Agency, \$67,700,000: *Provided*, That \$1,000,000 of the  
5 amount appropriated under this heading in this Act shall  
6 be available for compliance and integrity activities re-  
7 quired under section 516(b)(2)(C) of the Federal Crop In-  
8 surance Act of 1938 (7 U.S.C. 1516(b)(2)(C)), and shall  
9 be in addition to amounts otherwise provided for such pur-  
10 pose: *Provided further*, That not to exceed \$1,000 shall  
11 be available for official reception and representation ex-  
12 penses, as authorized by 7 U.S.C. 1506(i).

## 13 NATURAL RESOURCES CONSERVATION SERVICE

## 14 CONSERVATION OPERATIONS

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

1 program by donation, exchange, or purchase at a nominal  
2 cost not to exceed \$100 pursuant to the Act of August  
3 3, 1956 (7 U.S.C. 2268a); purchase and erection or alter-  
4 ation or improvement of permanent and temporary build-  
5 ings; and operation and maintenance of aircraft,  
6 \$937,964,000, to remain available until September 30,  
7 2023, of which up to \$19,611,000 shall be for the pur-  
8 poses, and in the amounts, specified for this account in  
9 the table titled “Congressionally Directed Spending” in  
10 the report to accompany this Act, in accordance with ap-  
11 plicable statutory and regulatory requirements: *Provided*,  
12 That any of the funds described in the “Congressionally  
13 Directed Spending” table that the Secretary determines  
14 will not be obligated during the fiscal year shall not be  
15 subject to the direction provided in such table: *Provided*  
16 *further*, That appropriations hereunder shall be available  
17 pursuant to 7 U.S.C. 2250 for construction and improve-  
18 ment of buildings and public improvements at plant mate-  
19 rials centers, except that the cost of alterations and im-  
20 provements to other buildings and other public improve-  
21 ments shall not exceed \$250,000: *Provided further*, That  
22 when buildings or other structures are erected on non-  
23 Federal land, that the right to use such land is obtained  
24 as provided in 7 U.S.C. 2250a: *Provided further*, That of  
25 the total amount available under this heading, \$8,000,000

1 shall be for necessary expenses to carry out the Urban  
2 Agriculture and Innovative Production Program under  
3 section 222 of subtitle A of title II of the Department of  
4 Agriculture Reorganization Act of 1994 (7 U.S.C. 6923),  
5 as amended by section 12302 of Public Law 115–334:  
6 *Provided further*, That of the amounts made available  
7 under this heading, \$15,000,000, to remain available until  
8 expended, may be provided, pursuant to section 3709(b)  
9 of title 16, United States Code, to the National Fish and  
10 Wildlife Foundation to establish a Working Land Resil-  
11 ience Program to collaborate with the Natural Resources  
12 Conservation Service to offer technical and financial as-  
13 sistance to farmers, ranchers, and non-industrial private  
14 forestland owners who will adopt voluntary practices that  
15 will restore and increase the resiliency of natural eco-  
16 systems to protect rural communities from future adverse  
17 weather events: *Provided further*, That projects funded  
18 pursuant to the preceding proviso will meet Natural Re-  
19 sources Conservation Service requirements for planning  
20 and practice implementation: *Provided further*, That funds  
21 for such projects shall be matched on at least a one-for-  
22 one basis by the Foundation or its sub-recipients: *Provided*  
23 *further*, That the Foundation may transfer Federal funds  
24 to a non-Federal recipient for such projects at the propor-

1 tionate rate that the recipient obtains the non-Federal  
2 matching funds.

3 WATERSHED AND FLOOD PREVENTION OPERATIONS

4 For necessary expenses to carry out preventive meas-  
5 ures, including but not limited to surveys and investiga-  
6 tions, engineering operations, works of improvement, and  
7 changes in use of land, in accordance with the Watershed  
8 Protection and Flood Prevention Act (16 U.S.C. 1001–  
9 1005 and 1007–1009) and in accordance with the provi-  
10 sions of laws relating to the activities of the Department,  
11 \$198,275,000, to remain available until expended; of  
12 which up to \$23,275,000 shall be for the purposes, and  
13 in the amounts, specified for this account in the table ti-  
14 tled “Congressionally Directed Spending” in the report to  
15 accompany this Act, in accordance with applicable statu-  
16 tory and regulatory requirements: *Provided*, That for  
17 funds provided by this Act or any other prior Act, the limi-  
18 tation regarding the size of the watershed or subwatershed  
19 exceeding two hundred and fifty thousand acres in which  
20 such activities can be undertaken shall only apply for ac-  
21 tivities undertaken for the primary purpose of flood pre-  
22 vention (including structural and land treatment meas-  
23 ures): *Provided further*, That of the amounts made avail-  
24 able under this heading, \$10,000,000 shall be allocated  
25 to projects and activities that can commence promptly fol-



1 lowing enactment; that address regional priorities for flood  
 2 prevention, agricultural water management, inefficient ir-  
 3 rigation systems, fish and wildlife habitat, or watershed  
 4 protection; or that address authorized ongoing projects  
 5 under the authorities of section 13 of the Flood Control  
 6 Act of December 22, 1944 (Public Law 78–534) with a  
 7 primary purpose of watershed protection by preventing  
 8 floodwater damage and stabilizing stream channels, tribu-  
 9 taries, and banks to reduce erosion and sediment trans-  
 10 port: *Provided further*, That of the amounts made avail-  
 11 able under this heading, \$10,000,000 shall remain avail-  
 12 able until expended for the authorities under 16 U.S.C.  
 13 1001–1005 and 1007–1009 for authorized ongoing water-  
 14 shed projects with a primary purpose of providing water  
 15 to rural communities.

16                   WATERSHED REHABILITATION PROGRAM

17           Under the authorities of section 14 of the Watershed  
 18 Protection and Flood Prevention Act, \$10,000,000 is pro-  
 19 vided.

20                                   CORPORATIONS

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

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

6 FEDERAL CROP INSURANCE CORPORATION FUND

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

10 COMMODITY CREDIT CORPORATION FUND

11 REIMBURSEMENT FOR NET REALIZED LOSSES

12 (INCLUDING TRANSFERS OF FUNDS)

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

1                   HAZARDOUS WASTE MANAGEMENT  
2                   (LIMITATION ON EXPENSES)

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

11                                   TITLE III  
12                   RURAL DEVELOPMENT PROGRAMS  
13           OFFICE OF THE UNDER SECRETARY FOR RURAL  
14                                   DEVELOPMENT

15           For necessary expenses of the Office of the Under  
16 Secretary for Rural Development, \$1,580,000: *Provided*,  
17 That funds made available by this Act to an agency in  
18 the Rural Development mission area for salaries and ex-  
19 penses are available to fund up to one administrative sup-  
20 port staff for the Office.

21                                   RURAL DEVELOPMENT  
22                                   SALARIES AND EXPENSES  
23                   (INCLUDING TRANSFERS OF FUNDS)

24           For necessary expenses for carrying out the adminis-  
25 tration and implementation of Rural Development pro-

1 grams, including activities with institutions concerning the  
 2 development and operation of agricultural cooperatives;  
 3 and for cooperative agreements; \$363,922,000: *Provided*,  
 4 That of the amount made available under this heading,  
 5 \$32,000,000 shall be for the StrikeForce activities of the  
 6 Department of Agriculture, and may be transferred to  
 7 agencies of the Department for such purpose, consistent  
 8 with the missions and authorities of such agencies: *Pro-*  
 9 *vided further*, That notwithstanding any other provision  
 10 of law, funds appropriated under this heading may be used  
 11 for advertising and promotional activities that support  
 12 Rural Development programs: *Provided further*, That in  
 13 addition to any other funds appropriated for purposes au-  
 14 thorized by section 502(i) of the Housing Act of 1949 (42  
 15 U.S.C. 1472(i)), any amounts collected under such sec-  
 16 tion, as amended by this Act, will immediately be credited  
 17 to this account and will remain available until expended  
 18 for such purposes.

19                                   RURAL HOUSING SERVICE

20       RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

21                                   (INCLUDING TRANSFERS OF FUNDS)

22       For gross obligations for the principal amount of di-  
 23 rect and guaranteed loans as authorized by title V of the  
 24 Housing Act of 1949, to be available from funds in the  
 25 rural housing insurance fund, as follows: \$1,250,000,000

1 shall be for direct loans and \$30,000,000,000 shall be for  
2 unsubsidized guaranteed loans; \$28,000,000 for section  
3 504 housing repair loans; \$92,000,000 for section 515  
4 rental housing; \$250,000,000 for section 538 guaranteed  
5 multi-family housing loans; \$10,000,000 for credit sales  
6 of single family housing acquired property; \$5,000,000 for  
7 section 523 self-help housing land development loans; and  
8 \$5,000,000 for section 524 site development loans.

9       For the cost of direct and guaranteed loans, including  
10 the cost of modifying loans, as defined in section 502 of  
11 the Congressional Budget Act of 1974, as follows: section  
12 502 loans, \$23,250,000 shall be for direct loans; section  
13 504 housing repair loans, \$484,000; section 523 self-help  
14 housing land development loans, \$55,000; section 524 site  
15 development loans, \$206,000; and repair, rehabilitation,  
16 and new construction of section 515 rental housing,  
17 \$8,225,000: *Provided*, That to support the loan program  
18 level for section 538 guaranteed loans made available  
19 under this heading the Secretary may charge or adjust  
20 any fees to cover the projected cost of such loan guaran-  
21 tees pursuant to the provisions of the Credit Reform Act  
22 of 1990 (2 U.S.C. 661 et seq.), and the interest on such  
23 loans may not be subsidized: *Provided further*, That appli-  
24 cants in communities that have a current rural area waiv-  
25 er under section 541 of the Housing Act of 1949 (42

1 U.S.C. 1490q) shall be treated as living in a rural area  
2 for purposes of section 502 guaranteed loans provided  
3 under this heading: *Provided further*, That of the amounts  
4 available under this paragraph for section 502 direct  
5 loans, no less than \$5,000,000 shall be available for direct  
6 loans for individuals whose homes will be built pursuant  
7 to a program funded with a mutual and self-help housing  
8 grant authorized by section 523 of the Housing Act of  
9 1949 until June 1, 2022: *Provided further*, That the Sec-  
10 retary shall implement provisions to provide incentives to  
11 nonprofit organizations and public housing authorities to  
12 facilitate the acquisition of Rural Housing Service (RHS)  
13 multifamily housing properties by such nonprofit organi-  
14 zations and public housing authorities that commit to keep  
15 such properties in the RHS multifamily housing program  
16 for a period of time as determined by the Secretary, with  
17 such incentives to include, but not be limited to, the fol-  
18 lowing: allow such nonprofit entities and public housing  
19 authorities to earn a Return on Investment on their own  
20 resources to include proceeds from low income housing tax  
21 credit syndication, own contributions, grants, and devel-  
22 oper loans at favorable rates and terms, invested in a deal;  
23 and allow reimbursement of organizational costs associ-  
24 ated with owner's oversight of asset referred to as "Asset  
25 Management Fee" of up to \$7,500 per property.

1        In addition, for the cost of direct loans and grants,  
2 including the cost of modifying loans, as defined in section  
3 502 of the Congressional Budget Act of 1974,  
4 \$32,000,000, to remain available until expended, for a  
5 demonstration program for the preservation and revital-  
6 ization of the sections 514, 515, and 516 multi-family  
7 rental housing properties to restructure existing USDA  
8 multi-family housing loans, as the Secretary deems appro-  
9 priate, expressly for the purposes of ensuring the project  
10 has sufficient resources to preserve the project for the pur-  
11 pose of providing safe and affordable housing for low-in-  
12 come residents and farm laborers including reducing or  
13 eliminating interest; deferring loan payments, subordi-  
14 nating, reducing or re-amortizing loan debt; and other fi-  
15 nancial assistance including advances, payments and in-  
16 centives (including the ability of owners to obtain reason-  
17 able returns on investment) required by the Secretary:  
18 *Provided*, That the Secretary shall, as part of the preser-  
19 vation and revitalization agreement, obtain a restrictive  
20 use agreement consistent with the terms of the restruc-  
21 turing: *Provided further*, That any balances, including ob-  
22 ligated balances, available for all demonstration programs  
23 for the preservation and revitalization of sections 514,  
24 515, and 516 multi-family rental housing properties in the  
25 “Multi-Family Housing Revitalization Program Account”

1 shall be transferred to and merged with this account, and  
2 shall also be available for the preservation and revitaliza-  
3 tion of sections 514, 515, and 516 multi-family rental  
4 housing properties, including the restructuring of existing  
5 USDA multi-family housing loans: *Provided further*, That  
6 following the transfer of balances described in the pre-  
7 ceding proviso, any adjustments to obligations for dem-  
8 onstration programs for the preservation and revitaliza-  
9 tion of section 514, 515, and 516 multi-family rental hous-  
10 ing properties that would otherwise be incurred in “Multi-  
11 family Housing Revitalization Program Account” shall be  
12 made in this account from amounts transferred to this ac-  
13 count under the preceding proviso.

14 In addition, for the cost of direct loans, grants, and  
15 contracts, as authorized by sections 514 and 516 of the  
16 Housing Act of 1949 (42 U.S.C. 1484, 1486),  
17 \$12,831,000, to remain available until expended, for direct  
18 farm labor housing loans and domestic farm labor housing  
19 grants and contracts: *Provided*, That any balances avail-  
20 able for the Farm Labor Program Account shall be trans-  
21 ferred to and merged with this account.

22 In addition, for administrative expenses necessary to  
23 carry out the direct and guaranteed loan programs,  
24 \$412,254,000 shall be transferred to and merged with the



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

3 RENTAL ASSISTANCE PROGRAM

4 For rental assistance agreements entered into or re-  
5 newed pursuant to the authority under section 521(a)(2)  
6 of the Housing Act of 1949 or agreements entered into  
7 in lieu of debt forgiveness or payments for eligible house-  
8 holds as authorized by section 502(c)(5)(D) of the Hous-  
9 ing Act of 1949, \$1,450,000,000, of which \$40,000,000  
10 shall be available until September 30, 2023; and in addi-  
11 tion such sums as may be necessary, as authorized by sec-  
12 tion 521(c) of the Act, to liquidate debt incurred prior to  
13 fiscal year 1992 to carry out the rental assistance program  
14 under section 521(a)(2) of the Act: *Provided*, That rental  
15 assistance agreements entered into or renewed during the  
16 current fiscal year shall be funded for a one-year period:  
17 *Provided further*, That upon request by an owner of a  
18 project financed by an existing loan under section 514 or  
19 515 of the Act, the Secretary may renew the rental assist-  
20 ance agreement for a period of 20 years or until the term  
21 of such loan has expired, subject to annual appropriations:  
22 *Provided further*, That any unexpended balances remain-  
23 ing at the end of such one-year agreements may be trans-  
24 ferred and used for purposes of any debt reduction, main-  
25 tenance, repair, or rehabilitation of any existing projects;

1 preservation; and rental assistance activities authorized  
2 under title V of the Act: *Provided further*, That rental as-  
3 sistance provided under agreements entered into prior to  
4 fiscal year 2022 for a farm labor multi-family housing  
5 project financed under section 514 or 516 of the Act may  
6 not be recaptured for use in another project until such  
7 assistance has remained unused for a period of 12 con-  
8 secutive months, if such project has a waiting list of ten-  
9 ants seeking such assistance or the project has rental as-  
10 sistance eligible tenants who are not receiving such assist-  
11 ance: *Provided further*, That such recaptured rental assist-  
12 ance shall, to the extent practicable, be applied to another  
13 farm labor multi-family housing project financed under  
14 section 514 or 516 of the Act: *Provided further*, That ex-  
15 cept as provided in the fourth proviso under this heading  
16 and notwithstanding any other provision of the Act, the  
17 Secretary may recapture rental assistance provided under  
18 agreements entered into prior to fiscal year 2022 for a  
19 project that the Secretary determines no longer needs  
20 rental assistance and use such recaptured funds for cur-  
21 rent needs.

22 RURAL HOUSING VOUCHER ACCOUNT

23 For the rural housing voucher program as authorized  
24 under section 542 of the Housing Act of 1949, but not-  
25 withstanding subsection (b) of such section, \$45,000,000,

1 to remain available until expended: *Provided*, That the  
2 funds made available under this heading shall be available  
3 for rural housing vouchers to any low-income household  
4 (including those not receiving rental assistance) residing  
5 in a property financed with a section 515 loan which has  
6 been prepaid or otherwise paid off after September 30,  
7 2005: *Provided further*, That the amount of such voucher  
8 shall be the difference between comparable market rent  
9 for the section 515 unit and the tenant paid rent for such  
10 unit: *Provided further*, That funds made available for such  
11 vouchers shall be subject to the availability of annual ap-  
12 propriations: *Provided further*, That the Secretary shall,  
13 to the maximum extent practicable, administer such  
14 vouchers with current regulations and administrative guid-  
15 ance applicable to section 8 housing vouchers administered  
16 by the Secretary of the Department of Housing and Urban  
17 Development: *Provided further*, That in addition to any  
18 other available funds, the Secretary may expend not more  
19 than \$1,000,000 total, from the program funds made  
20 available under this heading, for administrative expenses  
21 for activities funded under this heading.

22 MUTUAL AND SELF-HELP HOUSING GRANTS

23 For grants and contracts pursuant to section  
24 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.  
25 1490c), \$32,000,000, to remain available until expended.

## 1 RURAL HOUSING ASSISTANCE GRANTS

2 For grants for very low-income housing repair and  
3 rural housing preservation made by the Rural Housing  
4 Service, as authorized by 42 U.S.C. 1474, and 1490m,  
5 \$45,000,000, to remain available until expended.

## 6 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

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

13 For the cost of direct loans, loan guarantees and  
14 grants, including the cost of modifying loans, as defined  
15 in section 502 of the Congressional Budget Act of 1974,  
16 for rural community facilities programs as authorized by  
17 section 306 and described in section 381E(d)(1) of the  
18 Consolidated Farm and Rural Development Act,  
19 \$172,690,000, to remain available until expended, of  
20 which up to \$83,690,000 shall be for the purposes, and  
21 in the amounts, specified for this account in the table ti-  
22 tled “Congressionally Directed Spending” in the report to  
23 accompany this Act, in accordance with applicable statu-  
24 tory and regulatory requirements: *Provided*, That  
25 \$6,000,000 of the amount appropriated under this head-

1 ing shall be available for a Rural Community Development  
2 Initiative: *Provided further*, That such funds shall be used  
3 solely to develop the capacity and ability of private, non-  
4 profit community-based housing and community develop-  
5 ment organizations, low-income rural communities, and  
6 Federally Recognized Native American Tribes to under-  
7 take projects to improve housing, community facilities,  
8 community and economic development projects in rural  
9 areas: *Provided further*, That such funds shall be made  
10 available to qualified private, nonprofit and public inter-  
11 mediary organizations proposing to carry out a program  
12 of financial and technical assistance: *Provided further*,  
13 That such intermediary organizations shall provide match-  
14 ing funds from other sources, including Federal funds for  
15 related activities, in an amount not less than funds pro-  
16 vided: *Provided further*, That of the amount appropriated  
17 under this heading, \$25,000,000 shall be available to cover  
18 the subsidy costs for loans or loan guarantees under this  
19 heading: *Provided further*, That if any such funds remain  
20 unobligated for the subsidy costs after June 30, 2022, the  
21 unobligated balance may be transferred to the grant pro-  
22 grams funded under this heading: *Provided further*, That  
23 any unobligated balances from prior year appropriations  
24 under this heading for the cost of direct loans, loan guar-  
25 antees and grants, including amounts deobligated or can-

1 celled, may be made available to cover the subsidy costs  
 2 for direct loans and or loan guarantees under this heading  
 3 in this fiscal year: *Provided further*, That no amounts may  
 4 be made available pursuant to the preceding proviso from  
 5 amounts that were designated by the Congress as an  
 6 emergency requirement pursuant to a Concurrent Resolu-  
 7 tion on the Budget or the Balanced Budget and Emer-  
 8 gency Deficit Control Act of 1985: *Provided further*, That  
 9 \$10,000,000 of the amount appropriated under this head-  
 10 ing shall be available for community facilities grants to  
 11 tribal colleges, as authorized by section 306(a)(19) of such  
 12 Act: *Provided further*, That sections 381E–H and 381N  
 13 of the Consolidated Farm and Rural Development Act are  
 14 not applicable to the funds made available under this  
 15 heading.

16           RURAL BUSINESS—COOPERATIVE SERVICE

17                   RURAL BUSINESS PROGRAM ACCOUNT

18                           (INCLUDING TRANSFERS OF FUNDS)

19           For the cost of loan guarantees and grants, for the  
 20 rural business development programs authorized by sec-  
 21 tion 310B and described in subsections (a), (c), (f) and  
 22 (g) of section 310B of the Consolidated Farm and Rural  
 23 Development Act, \$81,150,000, to remain available until  
 24 expended: *Provided*, That of the amount appropriated  
 25 under this heading, not to exceed \$500,000 shall be made

1 available for one grant to a qualified national organization  
2 to provide technical assistance for rural transportation in  
3 order to promote economic development and \$9,000,000  
4 shall be for grants to the Delta Regional Authority (7  
5 U.S.C. 2009aa et seq.), the Northern Border Regional  
6 Commission (40 U.S.C. 15101 et seq.), and the Appa-  
7 lachian Regional Commission (40 U.S.C. 14101 et seq.)  
8 for any Rural Community Advancement Program purpose  
9 as described in section 381E(d) of the Consolidated Farm  
10 and Rural Development Act, of which not more than 5  
11 percent may be used for administrative expenses: *Provided*  
12 *further*, That \$4,000,000 of the amount appropriated  
13 under this heading shall be for business grants to benefit  
14 Federally Recognized Native American Tribes, including  
15 \$250,000 for a grant to a qualified national organization  
16 to provide technical assistance for rural transportation in  
17 order to promote economic development: *Provided further*,  
18 That of the amount appropriated under this heading,  
19 \$5,000,000 shall be for the Rural Innovation Stronger  
20 Economy Grant Program (7 U.S.C. 2008w): *Provided fur-*  
21 *ther*, That sections 381E–H and 381N of the Consolidated  
22 Farm and Rural Development Act are not applicable to  
23 funds made available under this heading.

1 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT  
2 (INCLUDING TRANSFER OF FUNDS)

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

6 For the cost of direct loans, \$1,524,000, as author-  
7 ized by the Intermediary Relending Program Fund Ac-  
8 ount (7 U.S.C. 1936b), of which \$167,000 shall be avail-  
9 able through June 30, 2022, for Federally Recognized Na-  
10 tive American Tribes; and of which \$305,000 shall be  
11 available through June 30, 2022, for Mississippi Delta Re-  
12 gion counties (as determined in accordance with Public  
13 Law 100–460): *Provided*, That such costs, including the  
14 cost of modifying such loans, shall be as defined in section  
15 502 of the Congressional Budget Act of 1974.

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

20 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM  
21 ACCOUNT

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



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

5           RURAL COOPERATIVE DEVELOPMENT GRANTS

6       For rural cooperative development grants authorized  
7 under section 310B(e) of the Consolidated Farm and  
8 Rural Development Act (7 U.S.C. 1932), \$26,800,000, of  
9 which \$3,000,000 shall be for cooperative agreements for  
10 the appropriate technology transfer for rural areas pro-  
11 gram: *Provided*, That not to exceed \$3,000,000 shall be  
12 for grants for cooperative development centers, individual  
13 cooperatives, or groups of cooperatives that serve socially  
14 disadvantaged groups and a majority of the boards of di-  
15 rectors or governing boards of which are comprised of in-  
16 dividuals who are members of socially disadvantaged  
17 groups; and of which \$15,000,000, to remain available  
18 until expended, shall be for value-added agricultural prod-  
19 uct market development grants, as authorized by section  
20 210A of the Agricultural Marketing Act of 1946, of which  
21 \$3,000,000, to remain available until expended, shall be  
22 for Agriculture Innovation Centers authorized pursuant to  
23 section 6402 of Public Law 107–171.

## 1 RURAL MICROENTREPRENEUR ASSISTANCE PROGRAM

2 For gross obligations for the principal amount of di-  
3 rect loans as authorized by section 379E of the Consoli-  
4 dated Farm and Rural Development Act (U.S.C. 2008s),  
5 \$150,000,000.

6 For the cost of grants, \$6,000,000 under the same  
7 terms and conditions as authorized by section 379E of the  
8 Consolidated Farm and Rural Development Act (7 U.S.C.  
9 2008s).

## 10 RURAL ENERGY FOR AMERICA PROGRAM

11 For the cost of a program of loan guarantees and  
12 grants, under the same terms and conditions as authorized  
13 by section 9007 of the Farm Security and Rural Invest-  
14 ment Act of 2002 (7 U.S.C. 8107), \$22,168,000: *Pro-*  
15 *vided*, That the cost of loan guarantees, including the cost  
16 of modifying such loans, shall be as defined in section 502  
17 of the Congressional Budget Act of 1974.

## 18 HEALTHY FOOD FINANCING INITIATIVE

19 For the cost of loans and grants consistent with sec-  
20 tion 243 of subtitle D of title II of the Department of  
21 Agriculture Reorganization Act of 1994 (7 U.S.C. 6953),  
22 as added by section 4206 of the Agricultural Act of 2014,  
23 for necessary expenses of the Secretary to support projects  
24 that provide access to healthy food in underserved areas,  
25 to create and preserve quality jobs, and to revitalize low-

1 income communities, \$6,000,000, to remain available until  
2 expended: *Provided*, That the cost of such loans, including  
3 the cost of modifying such loans, shall be as defined in  
4 section 502 of the Congressional Budget Act of 1974.

5 RURAL UTILITIES SERVICE

6 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT  
7 (INCLUDING TRANSFERS OF FUNDS)

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

14 For the cost of loan guarantees and grants, including  
15 the cost of modifying loans, as defined in section 502 of  
16 the Congressional Budget Act of 1974, for rural water,  
17 waste water, waste disposal, and solid waste management  
18 programs authorized by sections 306, 306A, 306C, 306D,  
19 306E, and 310B and described in sections 306C(a)(2),  
20 306D, 306E, and 381E(d)(2) of the Consolidated Farm  
21 and Rural Development Act, \$665,702,000, to remain  
22 available until expended, of which not to exceed  
23 \$1,000,000 shall be available for the rural utilities pro-  
24 gram described in section 306(a)(2)(B) of such Act, and  
25 of which not to exceed \$5,000,000 shall be available for

1 the rural utilities program described in section 306E of  
2 such Act: *Provided*, That not to exceed \$15,000,000 of  
3 the amount appropriated under this heading shall be for  
4 grants authorized by section 306A(i)(2) of the Consoli-  
5 dated Farm and Rural Development Act in addition to  
6 funding authorized by section 306A(i)(1) of such Act: *Pro-*  
7 *vided further*, That \$73,000,000 of the amount appro-  
8 priated under this heading shall be for loans and grants  
9 including water and waste disposal systems grants author-  
10 ized by section 306C(a)(2)(B) and section 306D of the  
11 Consolidated Farm and Rural Development Act, Federally  
12 Recognized Native American Tribes authorized by  
13 306C(a)(1) of such Act, and the Department of Hawaiian  
14 Homelands (of the State of Hawaii): *Provided further*,  
15 That funding provided for section 306D of the Consoli-  
16 dated Farm and Rural Development Act may be provided  
17 to a consortium formed pursuant to section 325 of Public  
18 Law 105–83: *Provided further*, That not more than 2 per-  
19 cent of the funding provided for section 306D of the Con-  
20 solidated Farm and Rural Development Act may be used  
21 by the State of Alaska for training and technical assist-  
22 ance programs and not more than 2 percent of the funding  
23 provided for section 306D of the Consolidated Farm and  
24 Rural Development Act may be used by a consortium  
25 formed pursuant to section 325 of Public Law 105–83 for

1 training and technical assistance programs: *Provided fur-*  
2 *ther*, That not to exceed \$37,500,000 of the amount ap-  
3 propriated under this heading shall be for technical assist-  
4 ance grants for rural water and waste systems pursuant  
5 to section 306(a)(14) of such Act, unless the Secretary  
6 makes a determination of extreme need, of which  
7 \$9,000,000 shall be made available for a grant to a quali-  
8 fied nonprofit multi-State regional technical assistance or-  
9 ganization, with experience in working with small commu-  
10 nities on water and waste water problems, the principal  
11 purpose of such grant shall be to assist rural communities  
12 with populations of 3,300 or less, in improving the plan-  
13 ning, financing, development, operation, and management  
14 of water and waste water systems, and of which not less  
15 than \$800,000 shall be for a qualified national Native  
16 American organization to provide technical assistance for  
17 rural water systems for tribal communities: *Provided fur-*  
18 *ther*, That not to exceed \$20,157,000 of the amount ap-  
19 propriated under this heading shall be for contracting with  
20 qualified national organizations for a circuit rider program  
21 to provide technical assistance for rural water systems:  
22 *Provided further*, That not to exceed \$4,000,000 of the  
23 amounts made available under this heading shall be for  
24 solid waste management grants: *Provided further*, That  
25 \$10,000,000 of the amount appropriated under this head-

1 ing shall be transferred to, and merged with, the Rural  
 2 Utilities Service, High Energy Cost Grants Account to  
 3 provide grants authorized under section 19 of the Rural  
 4 Electrification Act of 1936 (7 U.S.C. 918a): *Provided fur-*  
 5 *ther*, That any prior year balances for high-energy cost  
 6 grants authorized by section 19 of the Rural Electrifica-  
 7 tion Act of 1936 (7 U.S.C. 918a) shall be transferred to  
 8 and merged with the Rural Utilities Service, High Energy  
 9 Cost Grants Account: *Provided further*, That sections  
 10 381E–H and 381N of the Consolidated Farm and Rural  
 11 Development Act are not applicable to the funds made  
 12 available under this heading.

13 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

14 LOANS PROGRAM ACCOUNT

15 (INCLUDING TRANSFER OF FUNDS)

16 The principal amount of direct and guaranteed loans  
 17 as authorized by sections 4, 305, and 317 of the Rural  
 18 Electrification Act of 1936 (7 U.S.C. 904, 935, and 940g)  
 19 shall be made as follows: loans made pursuant to sections  
 20 4(c)(2), 305(d)(2), and 317, notwithstanding 317(c), of  
 21 that Act, rural direct electric loans, \$6,500,000,000; guar-  
 22 anteed underwriting loans pursuant to section 313A of  
 23 that Act, \$750,000,000; 5 percent rural telecommuni-  
 24 cations loans and cost of money rural telecommunications  
 25 loans, \$690,000,000: *Provided*, That up to

1 \$2,000,000,000 shall be used for the construction, acquisi-  
2 tion, design and engineering or improvement of fossil-  
3 fueled electric generating plants (whether new or existing)  
4 that utilize carbon subsurface utilization and storage sys-  
5 tems.

6 For the cost of direct loans as authorized by section  
7 305(d)(2) of the Rural Electrification Act of 1936 (7  
8 U.S.C. 935(d)(2)), including the cost of modifying loans,  
9 as defined in section 502 of the Congressional Budget Act  
10 of 1974, cost of money rural telecommunications loans,  
11 \$2,070,000.

12 In addition, \$11,500,000 to remain available until ex-  
13 pended, to carry out section 6407 of the Farm Security  
14 and Rural Investment Act of 2002 (7 U.S.C. 8107a): *Pro-*  
15 *vided*, That the energy efficiency measures supported by  
16 the funding in this paragraph shall contribute in a demon-  
17 strable way to the reduction of greenhouse gases.

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

1 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND  
2 PROGRAM

3 For grants for telemedicine and distance learning  
4 services in rural areas, as authorized by 7 U.S.C. 950aaa  
5 et seq., \$62,510,000, to remain available until expended,  
6 of which up to \$2,510,000 shall be for the purposes, and  
7 in the amounts, specified for this account in the table ti-  
8 tled “Congressionally Directed Spending” in the report to  
9 accompany this Act, in accordance with applicable statu-  
10 tory and regulatory requirements: *Provided*, That  
11 \$3,000,000 shall be made available for grants authorized  
12 by section 379G of the Consolidated Farm and Rural De-  
13 velopment Act: *Provided further*, That funding provided  
14 under this heading for grants under section 379G of the  
15 Consolidated Farm and Rural Development Act may only  
16 be provided to entities that meet all of the eligibility cri-  
17 teria for a consortium as established by this section.

18 For the cost of broadband loans, as authorized by  
19 sections 601 and 602 of the Rural Electrification Act,  
20 \$2,272,000, to remain available until expended: *Provided*,  
21 That the cost of direct loans shall be as defined in section  
22 502 of the Congressional Budget Act of 1974.

23 In addition, \$37,500,000, to remain available until  
24 expended, for the Community Connect Grant Program au-  
25 thorized by 7 U.S.C. 950bb–3.



1 TITLE IV  
2 DOMESTIC FOOD PROGRAMS  
3 OFFICE OF THE UNDER SECRETARY FOR FOOD,  
4 NUTRITION, AND CONSUMER SERVICES

5 For necessary expenses of the Office of the Under  
6 Secretary for Food, Nutrition, and Consumer Services,  
7 \$1,327,000: *Provided*, That funds made available by this  
8 Act to an agency in the Food, Nutrition and Consumer  
9 Services mission area for salaries and expenses are avail-  
10 able to fund up to one administrative support staff for  
11 the Office.

12 FOOD AND NUTRITION SERVICE  
13 CHILD NUTRITION PROGRAMS  
14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses to carry out the Richard B.  
16 Russell National School Lunch Act (42 U.S.C. 1751 et  
17 seq.), except section 21, and the Child Nutrition Act of  
18 1966 (42 U.S.C. 1771 et seq.), except sections 17 and  
19 21; \$26,878,922,000 to remain available through Sep-  
20 tember 30, 2023, of which such sums as are made avail-  
21 able under section 14222(b)(1) of the Food, Conservation,  
22 and Energy Act of 2008 (Public Law 110–246), as  
23 amended by this Act, shall be merged with and available  
24 for the same time period and purposes as provided herein:  
25 *Provided*, That of the total amount available, \$20,004,000

1 shall be available to carry out section 19 of the Child Nu-  
2 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*  
3 *further*, That of the total amount available, \$15,607,000  
4 shall be available to carry out studies and evaluations and  
5 shall remain available until expended: *Provided further*,  
6 That of the total amount available, \$35,000,000 shall be  
7 available to provide competitive grants to State agencies  
8 for subgrants to local educational agencies and schools to  
9 purchase the equipment, with a value of greater than  
10 \$1,000, needed to serve healthier meals, improve food  
11 safety, and to help support the establishment, mainte-  
12 nance, or expansion of the school breakfast program: *Pro-*  
13 *vided further*, That of the total amount available,  
14 \$45,000,000 shall remain available until expended to carry  
15 out section 749(g) of the Agriculture Appropriations Act  
16 of 2010 (Public Law 111–80): *Provided further*, That of  
17 the total amount available, \$2,000,000 shall remain avail-  
18 able until expended to carry out activities authorized  
19 under subsections (a)(2) and (e)(2) of Section 21 of the  
20 Richard B. Russell National School Lunch Act (42 U.S.C.  
21 1769b-1(a)(2) and (e)(2)): *Provided further*, That of the  
22 total amount available, \$6,000,000 shall be available until  
23 September 30, 2023 to carry out section 23 of the Child  
24 Nutrition Act of 1966 (42 U.S.C. 1793), of which  
25 \$2,000,000 shall be for grants under such section to the

1 Commonwealth of Puerto Rico, the Commonwealth of the  
2 Northern Mariana Islands, the United States Virgin Is-  
3 lands, Guam, and American Samoa: *Provided further*,  
4 That section 26(d) of the Richard B. Russell National  
5 School Lunch Act (42 U.S.C. 1769g(d)) is amended in  
6 the first sentence by striking “2010 through 2022” and  
7 inserting “2010 through 2023”: *Provided further*, That  
8 section 9(h)(3) of the Richard B. Russell National School  
9 Lunch Act (42 U.S.C. 1758(h)(3)) is amended in the first  
10 sentence by striking “For fiscal year 2021” and inserting  
11 “For fiscal year 2022”: *Provided further*, That section  
12 9(h)(4) of the Richard B. Russell National School Lunch  
13 Act (42 U.S.C. 1758(h)(4)) is amended in the first sen-  
14 tence by striking “For fiscal year 2021” and inserting  
15 “For fiscal year 2022”.

16 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR  
17 WOMEN, INFANTS, AND CHILDREN (WIC)

18 For necessary expenses to carry out the special sup-  
19 plemental nutrition program as authorized by section 17  
20 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),  
21 \$6,278,000,000, to remain available through September  
22 30, 2023: *Provided*, That notwithstanding section  
23 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.  
24 1786(h)(10)), not less than \$90,000,000 shall be used for  
25 breastfeeding peer counselors and other related activities,

1 and \$14,000,000 shall be used for infrastructure: *Pro-*  
2 *vided further*, That none of the funds provided in this ac-  
3 count shall be available for the purchase of infant formula  
4 except in accordance with the cost containment and com-  
5 petitive bidding requirements specified in section 17 of  
6 such Act: *Provided further*, That none of the funds pro-  
7 vided shall be available for activities that are not fully re-  
8 imbursed by other Federal Government departments or  
9 agencies unless authorized by section 17 of such Act: *Pro-*  
10 *vided further*, That upon termination of a federally man-  
11 dated vendor moratorium and subject to terms and condi-  
12 tions established by the Secretary, the Secretary may  
13 waive the requirement at 7 CFR 246.12(g)(6) at the re-  
14 quest of a State agency.

15 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

16 For necessary expenses to carry out the Food and  
17 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),  
18 \$105,829,347,000, of which \$3,000,000,000, to remain  
19 available through September 30, 2024, shall be placed in  
20 reserve for use only in such amounts and at such times  
21 as may become necessary to carry out program operations:  
22 *Provided*, That funds provided herein shall be expended  
23 in accordance with section 16 of the Food and Nutrition  
24 Act of 2008: *Provided further*, That of the funds made  
25 available under this heading, \$998,000 may be used to

1 provide nutrition education services to State agencies and  
2 Federally Recognized Tribes participating in the Food  
3 Distribution Program on Indian Reservations: *Provided*  
4 *further*, That this appropriation shall be subject to any  
5 work registration or workfare requirements as may be re-  
6 quired by law: *Provided further*, That funds made available  
7 for Employment and Training under this heading shall re-  
8 main available through September 30, 2023: *Provided fur-*  
9 *ther*, That funds made available under this heading for  
10 section 28(d)(1), section 4(b), and section 27(a) of the  
11 Food and Nutrition Act of 2008 shall remain available  
12 through September 30, 2023: *Provided further*, That none  
13 of the funds made available under this heading may be  
14 obligated or expended in contravention of section 213A of  
15 the Immigration and Nationality Act (8 U.S.C. 1183A):  
16 *Provided further*, That funds made available under this  
17 heading may be used to enter into contracts and employ  
18 staff to conduct studies, evaluations, or to conduct activi-  
19 ties related to program integrity provided that such activi-  
20 ties are authorized by the Food and Nutrition Act of 2008.

21 COMMODITY ASSISTANCE PROGRAM

22 For necessary expenses to carry out disaster assist-  
23 ance and the Commodity Supplemental Food Program as  
24 authorized by section 4(a) of the Agriculture and Con-  
25 sumer Protection Act of 1973 (7 U.S.C. 612c note); the

1 Emergency Food Assistance Act of 1983; special assist-  
2 ance for the nuclear affected islands, as authorized by sec-  
3 tion 103(f)(2) of the Compact of Free Association Amend-  
4 ments Act of 2003 (Public Law 108–188); and the Farm-  
5 ers’ Market Nutrition Program, as authorized by section  
6 17(m) of the Child Nutrition Act of 1966, \$447,070,000,  
7 to remain available through September 30, 2023: *Pro-*  
8 *vided*, That none of these funds shall be available to reim-  
9 burse the Commodity Credit Corporation for commodities  
10 donated to the program: *Provided further*, That notwith-  
11 standing any other provision of law, effective with funds  
12 made available in fiscal year 2021 to support the Seniors  
13 Farmers’ Market Nutrition Program, as authorized by  
14 section 4402 of the Farm Security and Rural Investment  
15 Act of 2002, such funds shall remain available through  
16 September 30, 2023: *Provided further*, That of the funds  
17 made available under section 27(a) of the Food and Nutri-  
18 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may  
19 use up to 20 percent for costs associated with the distribu-  
20 tion of commodities.

21 NUTRITION PROGRAMS ADMINISTRATION

22 For necessary administrative expenses of the Food  
23 and Nutrition Service for carrying out any domestic nutri-  
24 tion assistance program, \$178,233,000: *Provided*, That of  
25 the funds provided herein, \$2,000,000 shall be used for

1 the purposes of section 4404 of Public Law 107–171, as  
2 amended by section 4401 of Public Law 110–246.

3 TITLE V

4 FOREIGN ASSISTANCE AND RELATED

5 PROGRAMS

6 OFFICE OF THE UNDER SECRETARY FOR TRADE AND

7 FOREIGN AGRICULTURAL AFFAIRS

8 For necessary expenses of the Office of the Under  
9 Secretary for Trade and Foreign Agricultural Affairs,  
10 \$1,408,000: *Provided*, That funds made available by this  
11 Act to any agency in the Trade and Foreign Agricultural  
12 Affairs mission area for salaries and expenses are avail-  
13 able to fund up to one administrative support staff for  
14 the Office.

15 OFFICE OF CODEX ALIMENTARIUS

16 For necessary expenses of the Office of Codex  
17 Alimentarius, \$4,841,000, including not to exceed  
18 \$40,000 for official reception and representation expenses.

19 FOREIGN AGRICULTURAL SERVICE

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses of the Foreign Agricultural  
23 Service, including not to exceed \$250,000 for representa-  
24 tion allowances and for expenses pursuant to section 8 of  
25 the Act approved August 3, 1956 (7 U.S.C. 1766),

1 \$229,644,000, of which no more than 6 percent shall re-  
2 main available until September 30, 2023, for overseas op-  
3 erations to include the payment of locally employed staff,  
4 and of which \$1,000,000 shall be available to carry out  
5 section 3307 of Public Law 115–334: *Provided*, That the  
6 Service may utilize advances of funds, or reimburse this  
7 appropriation for expenditures made on behalf of Federal  
8 agencies, public and private organizations and institutions  
9 under agreements executed pursuant to the agricultural  
10 food production assistance programs (7 U.S.C. 1737) and  
11 the foreign assistance programs of the United States  
12 Agency for International Development: *Provided further*,  
13 That funds made available for middle-income country  
14 training programs, funds made available for the Borlaug  
15 International Agricultural Science and Technology Fellow-  
16 ship program, and up to \$2,000,000 of the Foreign Agri-  
17 cultural Service appropriation solely for the purpose of off-  
18 setting fluctuations in international currency exchange  
19 rates, subject to documentation by the Foreign Agricul-  
20 tural Service, shall remain available until expended.

21 FOOD FOR PEACE TITLE II GRANTS

22 For expenses during the current fiscal year, not oth-  
23 erwise recoverable, and unrecovered prior years' costs, in-  
24 cluding interest thereon, under the Food for Peace Act  
25 (Public Law 83–480), for commodities supplied in connec-



1 tion with dispositions abroad under title II of said Act,  
 2 \$1,760,000,000, to remain available until expended.

3 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION  
 4 AND CHILD NUTRITION PROGRAM GRANTS

5 For necessary expenses to carry out the provisions  
 6 of section 3107 of the Farm Security and Rural Invest-  
 7 ment Act of 2002 (7 U.S.C. 1736o-1), \$245,000,000, to  
 8 remain available until expended: *Provided*, That the Com-  
 9 modity Credit Corporation is authorized to provide the  
 10 services, facilities, and authorities for the purpose of im-  
 11 plementing such section, subject to reimbursement from  
 12 amounts provided herein: *Provided further*, That of the  
 13 amount made available under this heading, not more than  
 14 10 percent, but not less than \$24,000,000, shall remain  
 15 available until expended to purchase agricultural commod-  
 16 ities as described in subsection 3107(a)(2) of the Farm  
 17 Security and Rural Investment Act of 2002 (7 U.S.C.  
 18 1736o-1(a)(2)).

19 COMMODITY CREDIT CORPORATION EXPORT (LOANS)  
 20 CREDIT GUARANTEE PROGRAM ACCOUNT  
 21 (INCLUDING TRANSFERS OF FUNDS)

22 For administrative expenses to carry out the Com-  
 23 modity Credit Corporation's Export Guarantee Program,  
 24 GSM 102 and GSM 103, \$6,063,000, to cover common  
 25 overhead expenses as permitted by section 11 of the Com-

1 modify Credit Corporation Charter Act and in conformity  
2 with the Federal Credit Reform Act of 1990, of which  
3 \$6,063,000 shall be transferred to and merged with the  
4 appropriation for “Foreign Agricultural Service, Salaries  
5 and Expenses”.

6

## TITLE VI

7

## RELATED AGENCY AND FOOD AND DRUG

8

## ADMINISTRATION

9

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

10

## FOOD AND DRUG ADMINISTRATION

11

## SALARIES AND EXPENSES

12

## (INCLUDING TRANSFERS OF FUNDS)

13

For necessary expenses of the Food and Drug Ad-

14

ministration, including hire and purchase of passenger

15

motor vehicles; for payment of space rental and related

16

costs pursuant to Public Law 92–313 for programs and

17

activities of the Food and Drug Administration which are

18

included in this Act; for rental of special purpose space

19

in the District of Columbia or elsewhere; in addition to

20

amounts appropriated to the FDA Innovation Account, for

21

carrying out the activities described in section 1002(b)(4)

22

of the 21st Century Cures Act (Public Law 114–255); for

23

miscellaneous and emergency expenses of enforcement ac-

24

tivities, authorized and approved by the Secretary and to

25

be accounted for solely on the Secretary’s certificate, not

1 to exceed \$25,000; and notwithstanding section 521 of  
2 Public Law 107–188; \$6,122,657,000: *Provided*, That of  
3 the amount provided under this heading, \$1,141,861,000  
4 shall be derived from prescription drug user fees author-  
5 ized by 21 U.S.C. 379h, and shall be credited to this ac-  
6 count and remain available until expended; \$241,431,000  
7 shall be derived from medical device user fees authorized  
8 by 21 U.S.C. 379j, and shall be credited to this account  
9 and remain available until expended; \$527,848,000 shall  
10 be derived from human generic drug user fees authorized  
11 by 21 U.S.C. 379j–42, and shall be credited to this ac-  
12 count and remain available until expended; \$43,116,000  
13 shall be derived from biosimilar biological product user  
14 fees authorized by 21 U.S.C. 379j–52, and shall be cred-  
15 ited to this account and remain available until expended;  
16 \$33,836,000 shall be derived from animal drug user fees  
17 authorized by 21 U.S.C. 379j–12, and shall be credited  
18 to this account and remain available until expended;  
19 \$23,137,000 shall be derived from generic new animal  
20 drug user fees authorized by 21 U.S.C. 379j–21, and shall  
21 be credited to this account and remain available until ex-  
22 pended; \$712,000,000 shall be derived from tobacco prod-  
23 uct user fees authorized by 21 U.S.C. 387s, and shall be  
24 credited to this account and remain available until ex-  
25 pended: *Provided further*, That in addition to and notwith-

1 standing any other provision under this heading, amounts  
2 collected for prescription drug user fees, medical device  
3 user fees, human generic drug user fees, biosimilar biologi-  
4 cal product user fees, animal drug user fees, and generic  
5 new animal drug user fees that exceed the respective fiscal  
6 year 2022 limitations are appropriated and shall be cred-  
7 ited to this account and remain available until expended:  
8 *Provided further*, That fees derived from prescription drug,  
9 medical device, human generic drug, biosimilar biological  
10 product, animal drug, and generic new animal drug as-  
11 sessments for fiscal year 2022, including any such fees  
12 collected prior to fiscal year 2022 but credited for fiscal  
13 year 2022, shall be subject to the fiscal year 2022 limita-  
14 tions: *Provided further*, That the Secretary may accept  
15 payment during fiscal year 2022 of user fees specified  
16 under this heading and authorized for fiscal year 2023,  
17 prior to the due date for such fees, and that amounts of  
18 such fees assessed for fiscal year 2023 for which the Sec-  
19 retary accepts payment in fiscal year 2022 shall not be  
20 included in amounts under this heading: *Provided further*,  
21 That none of these funds shall be used to develop, estab-  
22 lish, or operate any program of user fees authorized by  
23 31 U.S.C. 9701: *Provided further*, That of the total  
24 amount appropriated: (1) \$1,153,405,000 shall be for the  
25 Center for Food Safety and Applied Nutrition and related

1 field activities in the Office of Regulatory Affairs, of which  
2 no less than \$15,000,000 shall be used for inspections of  
3 foreign seafood manufacturers and field examinations of  
4 imported seafood; (2) \$2,086,106,000 shall be for the  
5 Center for Drug Evaluation and Research and related  
6 field activities in the Office of Regulatory Affairs; (3)  
7 \$459,150,000 shall be for the Center for Biologics Evalua-  
8 tion and Research and for related field activities in the  
9 Office of Regulatory Affairs; (4) \$263,668,000 shall be  
10 for the Center for Veterinary Medicine and for related  
11 field activities in the Office of Regulatory Affairs; (5)  
12 \$637,327,000 shall be for the Center for Devices and Ra-  
13 diological Health and for related field activities in the Of-  
14 fice of Regulatory Affairs; (6) \$75,180,000 shall be for  
15 the National Center for Toxicological Research; (7)  
16 \$680,812,000 shall be for the Center for Tobacco Prod-  
17 ucts and for related field activities in the Office of Regu-  
18 latory Affairs; (8) \$198,485,000 shall be for Rent and Re-  
19 lated activities, of which \$55,892,000 is for White Oak  
20 Consolidation, other than the amounts paid to the General  
21 Services Administration for rent; (9) \$235,348,000 shall  
22 be for payments to the General Services Administration  
23 for rent; and (10) \$333,176,000 shall be for other activi-  
24 ties, including the Office of the Commissioner of Food and  
25 Drugs, the Office of Food Policy and Response, the Office

1 of Operations, the Office of the Chief Scientist, and cen-  
2 tral services for these offices: *Provided further*, That not  
3 to exceed \$25,000 of this amount shall be for official re-  
4 ception and representation expenses, not otherwise pro-  
5 vided for, as determined by the Commissioner: *Provided*  
6 *further*, That any transfer of funds pursuant to section  
7 770(n) of the Federal Food, Drug, and Cosmetic Act (21  
8 U.S.C. 379dd(n)) shall only be from amounts made avail-  
9 able under this heading for other activities: *Provided fur-*  
10 *ther*, That of the amounts that are made available under  
11 this heading for “other activities”, and that are not de-  
12 rived from user fees, \$1,500,000 shall be transferred to  
13 and merged with the appropriation for “Department of  
14 Health and Human Services—Office of Inspector Gen-  
15 eral” for oversight of the programs and operations of the  
16 Food and Drug Administration and shall be in addition  
17 to funds otherwise made available for oversight of the  
18 Food and Drug Administration: *Provided further*, That  
19 funds may be transferred from one specified activity to  
20 another with the prior approval of the Committees on Ap-  
21 propriations of both Houses of Congress.

22 In addition, mammography user fees authorized by  
23 42 U.S.C. 263b, export certification user fees authorized  
24 by 21 U.S.C. 381, priority review user fees authorized by  
25 21 U.S.C. 360n and 360ff, food and feed recall fees, food

1 reinspection fees, and voluntary qualified importer pro-  
2 gram fees authorized by 21 U.S.C. 379j–31, outsourcing  
3 facility fees authorized by 21 U.S.C. 379j–62, prescription  
4 drug wholesale distributor licensing and inspection fees  
5 authorized by 21 U.S.C. 353(e)(3), third-party logistics  
6 provider licensing and inspection fees authorized by 21  
7 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized  
8 by 21 U.S.C. 384d(c)(8), medical countermeasure priority  
9 review voucher user fees authorized by 21 U.S.C. 360bbb–  
10 4a, and fees relating to over-the-counter monograph drugs  
11 authorized by 21 U.S.C. 379j–72 shall be credited to this  
12 account, to remain available until expended.

13 BUILDINGS AND FACILITIES

14 For plans, construction, repair, improvement, exten-  
15 sion, alteration, demolition, and purchase of fixed equip-  
16 ment or facilities of or used by the Food and Drug Admin-  
17 istration, where not otherwise provided, \$ 15,288,000, to  
18 remain available until expended.

19 FDA INNOVATION ACCOUNT, CURES ACT

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses to carry out the purposes de-  
22 scribed under section 1002(b)(4) of the 21st Century  
23 Cures Act, in addition to amounts available for such pur-  
24 poses under the heading “Salaries and Expenses”,  
25 \$50,000,000, to remain available until expended: *Pro-*

1 *vided*, That amounts appropriated in this paragraph are  
 2 appropriated pursuant to section 1002(b)(3) of the 21st  
 3 Century Cures Act, are to be derived from amounts trans-  
 4 ferred under section 1002(b)(2)(A) of such Act, and may  
 5 be transferred by the Commissioner of Food and Drugs  
 6 to the appropriation for “Department of Health and  
 7 Human Services Food and Drug Administration Salaries  
 8 and Expenses” solely for the purposes provided in such  
 9 Act: *Provided further*, That upon a determination by the  
 10 Commissioner that funds transferred pursuant to the pre-  
 11 vious proviso are not necessary for the purposes provided,  
 12 such amounts may be transferred back to the account:  
 13 *Provided further*, That such transfer authority is in addi-  
 14 tion to any other transfer authority provided by law.

## 15 INDEPENDENT AGENCY

### 16 FARM CREDIT ADMINISTRATION

#### 17 LIMITATION ON ADMINISTRATIVE EXPENSES

18 Not to exceed \$84,200,000 (from assessments col-  
 19 lected from farm credit institutions, including the Federal  
 20 Agricultural Mortgage Corporation) shall be obligated  
 21 during the current fiscal year for administrative expenses  
 22 as authorized under 12 U.S.C. 2249: *Provided*, That this  
 23 limitation shall not apply to expenses associated with re-  
 24 ceiverships: *Provided further*, That the agency may exceed  
 25 this limitation by up to 10 percent with notification to the



1 Committees on Appropriations of both Houses of Con-  
2 gress: *Provided further*, That the purposes of section  
3 3.7(b)(2)(A)(i) of the Farm Credit Act of 1971 (12 U.S.C.  
4 2128(b)(2)(A)(i)), the Farm Credit Administration may  
5 exempt, an amount in its sole discretion, from the applica-  
6 tion of the limitation provided in that clause of export  
7 loans described in the clause guaranteed or insured in a  
8 manner other than described in subclause (II) of the  
9 clause.

## 10 TITLE VII

### 11 GENERAL PROVISIONS

12 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

13 SEC. 701. The Secretary may use any appropriations  
14 made available to the Department of Agriculture in this  
15 Act to purchase new passenger motor vehicles, in addition  
16 to specific appropriations for this purpose, so long as the  
17 total number of vehicles purchased in fiscal year 2022  
18 does not exceed the number of vehicles owned or leased  
19 in fiscal year 2018: *Provided*, That, prior to purchasing  
20 additional motor vehicles, the Secretary must determine  
21 that such vehicles are necessary for transportation safety,  
22 to reduce operational costs, and for the protection of life,  
23 property, and public safety: *Provided further*, That the  
24 Secretary may not increase the Department of Agri-  
25 culture's fleet above the 2018 level unless the Secretary

1 notifies in writing, and receives approval from, the Com-  
2 mittees on Appropriations of both Houses of Congress  
3 within 30 days of the notification.

4       SEC. 702. Notwithstanding any other provision of  
5 this Act, the Secretary of Agriculture may transfer unobli-  
6 gated balances of discretionary funds appropriated by this  
7 Act or any other available unobligated discretionary bal-  
8 ances that are remaining available of the Department of  
9 Agriculture to the Working Capital Fund for the acquisi-  
10 tion of property, plant and equipment and for the improve-  
11 ment, delivery, and implementation of Department finan-  
12 cial, and administrative, information technology services,  
13 and other support systems necessary for the delivery of  
14 financial, administrative, and information technology serv-  
15 ices, including cloud adoption and migration, of primary  
16 benefit to the agencies of the Department of Agriculture,  
17 such transferred funds to remain available until expended:  
18 *Provided*, That none of the funds made available by this  
19 Act or any other Act shall be transferred to the Working  
20 Capital Fund without the prior approval of the agency ad-  
21 ministrator: *Provided further*, That none of the funds  
22 transferred to the Working Capital Fund pursuant to this  
23 section shall be available for obligation without written no-  
24 tification to and the prior approval of the Committees on  
25 Appropriations of both Houses of Congress: *Provided fur-*

1 *ther*, That none of the funds appropriated by this Act or  
2 made available to the Department's Working Capital  
3 Fund shall be available for obligation or expenditure to  
4 make any changes to the Department's National Finance  
5 Center without written notification to and prior approval  
6 of the Committees on Appropriations of both Houses of  
7 Congress as required by section 716 of this Act: *Provided*  
8 *further*, That none of the funds appropriated by this Act  
9 or made available to the Department's Working Capital  
10 Fund shall be available for obligation or expenditure to  
11 initiate, plan, develop, implement, or make any changes  
12 to remove or relocate any systems, missions, personnel, or  
13 functions of the offices of the Chief Financial Officer and  
14 the Chief Information Officer, co-located with or from the  
15 National Finance Center prior to written notification to  
16 and prior approval of the Committee on Appropriations  
17 of both Houses of Congress and in accordance with the  
18 requirements of section 716 of this Act: *Provided further*,  
19 That the National Finance Center Information Tech-  
20 nology Services Division personnel and data center man-  
21 agement responsibilities, and control of any functions,  
22 missions, and systems for current and future human re-  
23 sources management and integrated personnel and payroll  
24 systems (PPS) and functions provided by the Chief Finan-  
25 cial Officer and the Chief Information Officer shall remain

1 in the National Finance Center and under the manage-  
2 ment responsibility and administrative control of the Na-  
3 tional Finance Center: *Provided further*, That the Sec-  
4 retary of Agriculture and the offices of the Chief Financial  
5 Officer shall actively market to existing and new Depart-  
6 ments and other government agencies National Finance  
7 Center shared services including, but not limited to, pay-  
8 roll, financial management, and human capital shared  
9 services and allow the National Finance Center to perform  
10 technology upgrades: *Provided further*, That of annual in-  
11 come amounts in the Working Capital Fund of the De-  
12 partment of Agriculture attributable to the amounts in ex-  
13 cess of the true costs of the shared services provided by  
14 the National Finance Center and budgeted for the Na-  
15 tional Finance Center, the Secretary shall reserve not  
16 more than 4 percent for the replacement or acquisition  
17 of capital equipment, including equipment for the improve-  
18 ment, delivery, and implementation of financial, adminis-  
19 trative, and information technology services, and other  
20 systems of the National Finance Center or to pay any un-  
21 foreseen, extraordinary cost of the National Finance Cen-  
22 ter: *Provided further*, That none of the amounts reserved  
23 shall be available for obligation unless the Secretary sub-  
24 mits written notification of the obligation to the Commit-  
25 tees on Appropriations of both Houses of Congress: *Pro-*

1 *vided further*, That the limitations on the obligation of  
2 funds pending notification to Congressional Committees  
3 shall not apply to any obligation that, as determined by  
4 the Secretary, is necessary to respond to a declared state  
5 of emergency that significantly impacts the operations of  
6 the National Finance Center; or to evacuate employees of  
7 the National Finance Center to a safe haven to continue  
8 operations of the National Finance Center.

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

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

24       SEC. 705. Appropriations to the Department of Agri-  
25 culture for the cost of direct and guaranteed loans made

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

7       SEC. 706. None of the funds made available to the  
8 Department of Agriculture by this Act may be used to ac-  
9 quire new information technology systems or significant  
10 upgrades, as determined by the Office of the Chief Infor-  
11 mation Officer, without the approval of the Chief Informa-  
12 tion Officer and the concurrence of the Executive Informa-  
13 tion Technology Investment Review Board: *Provided*, That  
14 notwithstanding any other provision of law, none of the  
15 funds appropriated or otherwise made available by this  
16 Act may be transferred to the Office of the Chief Informa-  
17 tion Officer without written notification to and the prior  
18 approval of the Committees on Appropriations of both  
19 Houses of Congress: *Provided further*, That, notwith-  
20 standing section 11319 of title 40, United States Code,  
21 none of the funds available to the Department of Agri-  
22 culture for information technology shall be obligated for  
23 projects, contracts, or other agreements over \$25,000  
24 prior to receipt of written approval by the Chief Informa-  
25 tion Officer: *Provided further*, That the Chief Information

1 Officer may authorize an agency to obligate funds without  
2 written approval from the Chief Information Officer for  
3 projects, contracts, or other agreements up to \$250,000  
4 based upon the performance of an agency measured  
5 against the performance plan requirements described in  
6 the explanatory statement accompanying Public Law 113–  
7 235.

8       SEC. 707. Funds made available under section 524(b)  
9 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in  
10 the current fiscal year shall remain available until ex-  
11 pended to disburse obligations made in the current fiscal  
12 year.

13       SEC. 708. Notwithstanding any other provision of  
14 law, any former Rural Utilities Service borrower that has  
15 repaid or prepaid an insured, direct or guaranteed loan  
16 under the Rural Electrification Act of 1936, or any not-  
17 for-profit utility that is eligible to receive an insured or  
18 direct loan under such Act, shall be eligible for assistance  
19 under section 313B(a) of such Act in the same manner  
20 as a borrower under such Act.

21       SEC. 709. (a) Except as otherwise specifically pro-  
22 vided by law, not more than \$20,000,000 in unobligated  
23 balances from appropriations made available for salaries  
24 and expenses in this Act for the Farm Service Agency

1 shall remain available through September 30, 2023, for  
2 information technology expenses.

3 (b) Except as otherwise specifically provided by law,  
4 not more than \$20,000,000 in unobligated balances from  
5 appropriations made available for salaries and expenses in  
6 this Act for the Rural Development mission area shall re-  
7 main available through September 30, 2023, for informa-  
8 tion technology expenses.

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

14 SEC. 711. In the case of each program established  
15 or amended by the Agricultural Act of 2014 (Public Law  
16 113–79) or by a successor to that Act, other than by title  
17 I or subtitle A of title III of such Act, or programs for  
18 which indefinite amounts were provided in that Act, that  
19 is authorized or required to be carried out using funds  
20 of the Commodity Credit Corporation—

21 (1) such funds shall be available for salaries  
22 and related administrative expenses, including tech-  
23 nical assistance, associated with the implementation  
24 of the program, without regard to the limitation on  
25 the total amount of allotments and fund transfers



1 contained in section 11 of the Commodity Credit  
2 Corporation Charter Act (15 U.S.C. 714i); and

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

8 SEC. 712. Of the funds made available by this Act,  
9 not more than \$2,900,000 shall be used to cover necessary  
10 expenses of activities related to all advisory committees,  
11 panels, commissions, and task forces of the Department  
12 of Agriculture, except for panels used to comply with nego-  
13 tiated rule makings and panels used to evaluate competi-  
14 tively awarded grants.

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

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

23 SEC. 714. Notwithstanding subsection (b) of section  
24 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this  
25 section referred to as “section 14222”), none of the funds

1 appropriated or otherwise made available by this or any  
2 other Act shall be used to pay the salaries and expenses  
3 of personnel to carry out a program under section 32 of  
4 the Act of August 24, 1935 (7 U.S.C. 612c; in this section  
5 referred to as “section 32”) in excess of \$1,391,211,000  
6 (exclusive of carryover appropriations from prior fiscal  
7 years), as follows: Child Nutrition Programs Entitlement  
8 Commodities—\$485,000,000; State Option Contracts—  
9 \$5,000,000; Removal of Defective Commodities—  
10 \$2,500,000; Administration of Section 32 Commodity  
11 Purchases—\$38,810,000: *Provided*, That of the total  
12 funds made available in the matter preceding this proviso  
13 that remain unobligated on October 1, 2022, such unobli-  
14 gated balances shall carryover into fiscal year 2023 and  
15 shall remain available until expended for any of the pur-  
16 poses of section 32, except that any such carryover funds  
17 used in accordance with clause (3) of section 32 may not  
18 exceed \$350,000,000 and may not be obligated until the  
19 Secretary of Agriculture provides written notification of  
20 the expenditures to the Committees on Appropriations of  
21 both Houses of Congress at least two weeks in advance:  
22 *Provided further*, That, with the exception of any available  
23 carryover funds authorized in any prior appropriations Act  
24 to be used for the purposes of clause (3) of section 32,  
25 none of the funds appropriated or otherwise made avail-

1 able by this or any other Act shall be used to pay the  
2 salaries or expenses of any employee of the Department  
3 of Agriculture to carry out clause (3) of section 32.

4       SEC. 715. None of the funds appropriated by this or  
5 any other Act shall be used to pay the salaries and ex-  
6 penses of personnel who prepare or submit appropriations  
7 language as part of the President's budget submission to  
8 the Congress for programs under the jurisdiction of the  
9 Appropriations Subcommittees on Agriculture, Rural De-  
10 velopment, Food and Drug Administration, and Related  
11 Agencies that assumes revenues or reflects a reduction  
12 from the previous year due to user fees proposals that  
13 have not been enacted into law prior to the submission  
14 of the budget unless such budget submission identifies  
15 which additional spending reductions should occur in the  
16 event the user fees proposals are not enacted prior to the  
17 date of the convening of a committee of conference for  
18 the fiscal year 2023 appropriations Act.

19       SEC. 716. (a) None of the funds provided by this Act,  
20 or provided by previous appropriations Acts to the agen-  
21 cies funded by this Act that remain available for obligation  
22 or expenditure in the current fiscal year, or provided from  
23 any accounts in the Treasury derived by the collection of  
24 fees available to the agencies funded by this Act, shall be  
25 available for obligation or expenditure through a re-

1 programming, transfer of funds, or reimbursements as au-  
2 thorized by the Economy Act, or in the case of the Depart-  
3 ment of Agriculture, through use of the authority provided  
4 by section 702(b) of the Department of Agriculture Or-  
5 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public  
6 Law 89–106 (7 U.S.C. 2263), that—

- 7 (1) creates new programs;
  - 8 (2) eliminates a program, project, or activity;
  - 9 (3) increases funds or personnel by any means  
10 for any project or activity for which funds have been  
11 denied or restricted;
  - 12 (4) relocates an office or employees;
  - 13 (5) reorganizes offices, programs, or activities;
  - 14 or
  - 15 (6) contracts out or privatizes any functions or  
16 activities presently performed by Federal employees;
- 17 unless the Secretary of Agriculture or the Secretary of  
18 Health and Human Services (as the case may be) notifies  
19 in writing and receives approval from the Committees on  
20 Appropriations of both Houses of Congress at least 30  
21 days in advance of the reprogramming of such funds or  
22 the use of such authority.

23 (b) 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 obligation or expenditure for activities, pro-  
5 grams, or projects through a reprogramming or use of the  
6 authorities referred to in subsection (a) involving funds  
7 in excess of \$500,000 or 10 percent, whichever is less,  
8 that—

9           (1) augments existing programs, projects, or ac-  
10         tivities;

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

14           (3) results from any general savings from a re-  
15         duction in personnel which would result in a change  
16         in existing programs, activities, or projects as ap-  
17         proved by Congress;

18 unless the Secretary of Agriculture or the Secretary of  
19 Health and Human Services (as the case may be) notifies  
20 in writing and receives approval from the Committees on  
21 Appropriations of both Houses of Congress at least 30  
22 days in advance of the reprogramming or transfer of such  
23 funds or the use of such authority.

24         (c) The Secretary of Agriculture or the Secretary of  
25 Health and Human Services shall notify in writing and

1 receive approval from the Committees on Appropriations  
2 of both Houses of Congress before implementing any pro-  
3 gram or activity not carried out during the previous fiscal  
4 year unless the program or activity is funded by this Act  
5 or specifically funded by any other Act.

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

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

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

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

1 unless the agencies funded by this Act notify, in writing,  
2 the Committees on Appropriations of both Houses of Con-  
3 gress at least 30 days in advance of using the funds for  
4 these purposes.

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

11 SEC. 717. Notwithstanding section 310B(g)(5) of the  
12 Consolidated Farm and Rural Development Act (7 U.S.C.  
13 1932(g)(5)), the Secretary may assess a one-time fee for  
14 any guaranteed business and industry loan in an amount  
15 that does not exceed 3 percent of the guaranteed principal  
16 portion of the loan.

17 SEC. 718. None of the funds appropriated or other-  
18 wise made available to the Department of Agriculture, the  
19 Food and Drug Administration, or the Farm Credit Ad-  
20 ministration shall be used to transmit or otherwise make  
21 available reports, questions, or responses to questions that  
22 are a result of information requested for the appropria-  
23 tions hearing process to any non-Department of Agri-  
24 culture, non-Department of Health and Human Services,  
25 or non-Farm Credit Administration employee.

1       SEC. 719. Unless otherwise authorized by existing  
2 law, none of the funds provided in this Act, may be used  
3 by an executive branch agency to produce any pre-  
4 packaged news story intended for broadcast or distribution  
5 in the United States unless the story includes a clear noti-  
6 fication within the text or audio of the prepackaged news  
7 story that the prepackaged news story was prepared or  
8 funded by that executive branch agency.

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

17       SEC. 721. Not later than 30 days after the date of  
18 enactment of this Act, the Secretary of Agriculture, the  
19 Commissioner of the Food and Drug Administration, and  
20 the Chairman of the Farm Credit Administration shall  
21 submit to the Committees on Appropriations of both  
22 Houses of Congress a detailed spending plan by program,  
23 project, and activity for all the funds made available under  
24 this Act including appropriated user fees, as defined in  
25 the report accompanying this Act.



1        SEC. 722. 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), \$514,660,000 are hereby re-  
5 scinded: *Provided*, That no amounts may be rescinded  
6 from amounts that were designated by the Congress as  
7 an emergency requirement pursuant to a Concurrent Res-  
8 olution on the Budget or the Balanced Budget and Emer-  
9 gency Deficit Control Act of 1985.

10        SEC. 723. For the purposes of determining eligibility  
11 or level of program assistance for Rural Development pro-  
12 grams the Secretary shall not include incarcerated prison  
13 populations.

14        SEC. 724. For loans and loan guarantees that do not  
15 require budget authority and the program level has been  
16 established in this Act, the Secretary of Agriculture may  
17 increase the program level for such loans and loan guaran-  
18 tees by not more than 25 percent: *Provided*, That prior  
19 to the Secretary implementing such an increase, the Sec-  
20 retary notifies, in writing, the Committees on Appropria-  
21 tions of both Houses of Congress at least 15 days in ad-  
22 vance.

23        SEC. 725. None of the credit card refunds or rebates  
24 transferred to the Working Capital Fund pursuant to sec-  
25 tion 729 of the Agriculture, Rural Development, Food and

1 Drug Administration, and Related Agencies Appropria-  
2 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107–76)  
3 shall be available for obligation without written notifica-  
4 tion to, and the prior approval of, the Committees on Ap-  
5 propriations of both Houses of Congress: *Provided*, That  
6 the refunds or rebates so transferred shall be available for  
7 obligation only for the acquisition of property, plant and  
8 equipment, including equipment for the improvement, de-  
9 livery, and implementation of Department financial man-  
10 agement, information technology, and other support sys-  
11 tems necessary for the delivery of financial, administra-  
12 tive, and information technology services, including cloud  
13 adoption and migration, of primary benefit to the agencies  
14 of the Department of Agriculture.

15       SEC. 726. None of the funds made available by this  
16 Act may be used to implement, administer, or enforce the  
17 “variety” requirements of the final rule entitled “Enhanc-  
18 ing Retailer Standards in the Supplemental Nutrition As-  
19 sistance Program (SNAP)” published by the Department  
20 of Agriculture in the Federal Register on December 15,  
21 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-  
22 culture amends the definition of the term “variety” as de-  
23 fined in section 278.1(b)(1)(ii)(C) of title 7, Code of Fed-  
24 eral Regulations, and “variety” as applied in the definition  
25 of the term “staple food” as defined in section 271.2 of

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

13       SEC. 727. In carrying out subsection (h) of section  
14 502 of the Housing Act of 1949 (42 U.S.C. 1472), the  
15 Secretary of Agriculture shall have the same authority  
16 with respect to loans guaranteed under such section and  
17 eligible lenders for such loans as the Secretary has under  
18 subsections (h) and (j) of section 538 of such Act (42  
19 U.S.C. 1490p–2) with respect to loans guaranteed under  
20 such section 538 and eligible lenders for such loans.

21       SEC. 728. None of the funds appropriated or other-  
22 wise made available by this Act shall be available for the  
23 United States Department of Agriculture to propose, fi-  
24 nalize or implement any regulation that would promulgate

1 new user fees pursuant to 31 U.S.C. 9701 after the date  
2 of the enactment of this Act.

3       SEC. 729. None of the funds made available by this  
4 or any other Act may be used to carry out the final rule  
5 promulgated by the Food and Drug Administration and  
6 put into effect November 16, 2015, in regards to the haz-  
7 ard analysis and risk-based preventive control require-  
8 ments of the current good manufacturing practice, hazard  
9 analysis, and risk-based preventive controls for food for  
10 animals rule with respect to the regulation of the produc-  
11 tion, distribution, sale, or receipt of dried spent grain by-  
12 products of the alcoholic beverage production process.

13       SEC. 730. None of the funds made available by this  
14 Act may be used to propose, promulgate, or implement  
15 any rule, or take any other action with respect to, allowing  
16 or requiring information intended for a prescribing health  
17 care professional, in the case of a drug or biological prod-  
18 uct subject to section 503(b)(1) of the Federal Food,  
19 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-  
20 tributed to such professional electronically (in lieu of in  
21 paper form) unless and until a Federal law is enacted to  
22 allow or require such distribution.

23       SEC. 731. (a) The Secretary of Agriculture shall—

1           (1) conduct audits in a manner that evaluates  
2           the following factors in the country or region being  
3           audited, as applicable—

4                   (A) veterinary control and oversight;

5                   (B) disease history and vaccination prac-  
6           tices;

7                   (C) livestock demographics and  
8           traceability;

9                   (D) epidemiological separation from poten-  
10          tial sources of infection;

11                   (E) surveillance practices;

12                   (F) diagnostic laboratory capabilities; and

13                   (G) emergency preparedness and response;

14          and

15           (2) promptly make publicly available the final  
16          reports of any audits or reviews conducted pursuant  
17          to paragraph (1).

18          (b) This section shall be applied in a manner con-  
19          sistent with United States obligations under its inter-  
20          national trade agreements.

21          SEC. 732. None of the funds made available by this  
22          Act may be used to implement section 3.7(f) of the Farm  
23          Credit Act of 1971 in a manner inconsistent with section  
24          343(a)(13) of the Consolidated Farm and Rural Develop-  
25          ment Act.

1        SEC. 733. None of the funds made available by this  
2 Act may be used to carry out any activities or incur any  
3 expense related to the issuance of licenses under section  
4 3 of the Animal Welfare Act (7 U.S.C. 2133), or the re-  
5 newal of such licenses, to class B dealers who sell dogs  
6 and cats for use in research, experiments, teaching, or  
7 testing.

8        SEC. 734. (a)(1) No Federal funds made available for  
9 this fiscal year for the rural water, waste water, waste dis-  
10 posal, and solid waste management programs authorized  
11 by sections 306, 306A, 306C, 306D, 306E, and 310B of  
12 the Consolidated Farm and Rural Development Act (7  
13 U.S.C. 1926 et seq.) shall be used for a project for the  
14 construction, alteration, maintenance, or repair of a public  
15 water or wastewater system unless all of the iron and steel  
16 products used in the project are produced in the United  
17 States.

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

24        (b) Subsection (a) shall not apply in any case or cat-  
25 egory of cases in which the Secretary of Agriculture (in

1 this section referred to as the “Secretary”) or the designee  
2 of the Secretary finds that—

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

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

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

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

22 (d) This section shall be applied in a manner con-  
23 sistent with United States obligations under international  
24 agreements.

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

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

13 (g) For purposes of this section, the terms “United  
14 States” and “State” shall include each of the several  
15 States, the District of Columbia, and each federally recog-  
16 nized Indian tribe.

17 SEC. 735. None of the funds appropriated by this Act  
18 may be used in any way, directly or indirectly, to influence  
19 congressional action on any legislation or appropriation  
20 matters pending before Congress, other than to commu-  
21 nicate to Members of Congress as described in 18 U.S.C.  
22 1913.

23 SEC. 736. Of the total amounts made available by  
24 this Act for direct loans and grants and in the following  
25 headings: “Rural Housing Service—Rural Housing Insur-



1 ance Fund Program Account”; “Rural Housing Service—  
2 Mutual and Self-Help Housing Grants”; “Rural Housing  
3 Service—Rural Housing Assistance Grants”; “Rural  
4 Housing Service—Rural Community Facilities Program  
5 Account”; “Rural Business-Cooperative Service—Rural  
6 Business Program Account”; “Rural Business-Coopera-  
7 tive Service—Rural Economic Development Loans Pro-  
8 gram Account”; “Rural Business-Cooperative Service—  
9 Rural Cooperative Development Grants”; “Rural Utilities  
10 Service—Rural Water and Waste Disposal Program Ac-  
11 count”; “Rural Utilities Service—Rural Electrification  
12 and Telecommunications Loans Program Account”; and  
13 “Rural Utilities Service—Distance Learning, Telemedi-  
14 cine, and Broadband Program”, to the maximum extent  
15 feasible, at least 10 percent of the funds shall be allocated  
16 for assistance in persistent poverty counties under this  
17 section, including, notwithstanding any other provision re-  
18 garding population limits, any county seat of such a per-  
19 sistent poverty county that has a population that does not  
20 exceed the authorized population limit by more than 10  
21 percent: *Provided*, That for purposes of this section, the  
22 term “persistent poverty counties” means any county that  
23 has had 20 percent or more of its population living in pov-  
24 erty over the past 30 years, as measured by the 1990 and  
25 2000 decennial censuses, and 2007–2011 American Com-

1 munity Survey 5-year average, or any territory or posses-  
2 sion of the United States: *Provided further*, That with re-  
3 spect to specific activities for which program levels have  
4 been made available by this Act that are not supported  
5 by budget authority, the requirements of this section shall  
6 be applied to such program level.

7       SEC. 737. In addition to any other funds made avail-  
8 able in this Act or any other Act, there is appropriated  
9 \$17,000,000 to carry out section 18(g)(8) of the Richard  
10 B. Russell National School Lunch Act (42 U.S.C.  
11 1769(g)), to remain available until expended, of which  
12 \$5,000,000 shall be used to establish a National Farm to  
13 School Institute to provide technical and practical assist-  
14 ance to Farm to School programs across the country and  
15 shall be located at Shelburne Farms in Shelburne, VT:  
16 *Provided*, That notwithstanding section 18(g)(3)(C) of the  
17 Richard B. Russell National School Lunch Act (42 U.S.C.  
18 1769 (g)(3)(c)), the total grant amount provided to a farm  
19 to school grant recipient in fiscal year 2022 shall not ex-  
20 ceed \$500,000.

21       SEC. 738. None of the funds made available by this  
22 or any other Act may be used to enforce the final rule  
23 promulgated by the Food and Drug Administration enti-  
24 tled “Standards for the Growing, Harvesting, Packing,  
25 and Holding of Produce for Human Consumption,” and

1 published on November 27, 2015, with respect to the regu-  
2 lation of entities that grow, harvest, pack, or hold wine  
3 grapes, hops, pulse crops, or almonds.

4 SEC. 739. There is hereby appropriated \$5,000,000,  
5 to remain available until September 30, 2023, for a pilot  
6 program for the National Institute of Food and Agri-  
7 culture to provide grants to nonprofit organizations for  
8 programs and services to establish and enhance farming  
9 and ranching opportunities for military veterans.

10 SEC. 740. For school years 2021–2022 and 2022–  
11 2023, none of the funds made available by this Act may  
12 be used to implement or enforce the matter following the  
13 first comma in the second sentence of footnote (c) of sec-  
14 tion 220.8(c) of title 7, Code of Federal Regulations, with  
15 respect to the substitution of vegetables for fruits under  
16 the school breakfast program established under section 4  
17 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

18 SEC. 741. None of the funds made available by this  
19 Act or any other Act may be used—

20 (1) in contravention of section 7606 of the Agri-  
21 cultural Act of 2014 (7 U.S.C. 5940), subtitle G  
22 of the Agricultural Marketing Act of 1946, or sec-  
23 tion 10114 of the Agriculture Improvement Act of  
24 2018; or

1           (2) to prohibit the transportation, processing,  
2           sale, or use of hemp, or seeds of such plant, that is  
3           grown or cultivated in accordance with subsection  
4           section 7606 of the Agricultural Act of 2014 or Sub-  
5           title G of the Agricultural Marketing Act of 1946,  
6           within or outside the State in which the hemp is  
7           grown or cultivated.

8           SEC. 742. None of the funds made available by this  
9           Act may be used to notify a sponsor or otherwise acknowl-  
10          edge receipt of a submission for an exemption for inves-  
11          tigational use of a drug or biological product under section  
12          505(i) of the Federal Food, Drug, and Cosmetic Act (21  
13          U.S.C. 355(i)) or section 351(a)(3) of the Public Health  
14          Service Act (42 U.S.C. 262(a)(3)) in research in which  
15          a human embryo is intentionally created or modified to  
16          include a heritable genetic modification. Any such submis-  
17          sion shall be deemed to have not been received by the Sec-  
18          retary, and the exemption may not go into effect.

19          SEC. 743. In addition to amounts otherwise made  
20          available for “Agricultural Research Service, Buildings  
21          and Facilities”, there is hereby appropriated \$39,700,000  
22          for construction and other costs to establish a Plant  
23          Germplasm Research Facility located at the University of  
24          Wisconsin-Madison, Madison, WI.

1        SEC. 744. Out of amounts appropriated to the Food  
2 and Drug Administration under title VI, the Secretary of  
3 Health and Human Services, acting through the Commis-  
4 sioner of Food and Drugs, shall, not later than September  
5 30, 2022, and following the review required under Execu-  
6 tive Order No. 12866 (5 U.S.C. 601 note; relating to regu-  
7 latory planning and review), issue advice revising the ad-  
8 vice provided in the notice of availability entitled “Advice  
9 About Eating Fish, From the Environmental Protection  
10 Agency and Food and Drug Administration; Revised Fish  
11 Advice; Availability” (82 Fed. Reg. 6571 (January 19,  
12 2017)), in a manner that is consistent with nutrition  
13 science recognized by the Food and Drug Administration  
14 on the net effects of seafood consumption.

15        SEC. 745. The Secretary of Agriculture may waive  
16 the matching funds requirement under Section 412(g) of  
17 the Agricultural Research, Extension, and Education Re-  
18 form Act of 1998 (7 U.S.C. 7632(g)).

19        SEC. 746. There is hereby appropriated \$2,000,000,  
20 to remain available until expended, for a pilot program  
21 for the Secretary to provide grants to qualified non-profit  
22 organizations and public housing authorities to provide  
23 technical assistance, including financial and legal services,  
24 to RHS multi-family housing borrowers to facilitate the  
25 acquisition of RHS multi-family housing properties in

1 areas where the Secretary determines a risk of loss of af-  
2 fordable housing, by non-profit housing organizations and  
3 public housing authorities as authorized by law that com-  
4 mit to keep such properties in the RHS multi-family hous-  
5 ing program for a period of time as determined by the  
6 Secretary.

7       SEC. 747. There is hereby appropriated \$3,000,000,  
8 to carry out section 4208 of Public Law 115–334, includ-  
9 ing for project locations in additional regions and timely  
10 completion of required reporting to Congress.

11       SEC. 748. There is hereby appropriated \$5,000,000  
12 to carry out section 12301 of Public Law 115–334.

13       SEC. 749. There is hereby appropriated \$3,000,000,  
14 to carry out section 4003(b) of Public Law 115–334 relat-  
15 ing to demonstration projects for Tribal Organizations.

16       SEC. 750. In addition to amounts otherwise made  
17 available by this Act and notwithstanding the last sentence  
18 of 16 U.S.C. 1310, there is appropriated \$4,000,000, to  
19 remain available until expended, to implement non-renew-  
20 able agreements on eligible lands, including flooded agri-  
21 cultural lands, as determined by the Secretary, under the  
22 Water Bank Act (16 U.S.C. 1301–1311).

23       SEC. 751. The Secretary shall set aside for Rural  
24 Economic Area Partnership (REAP) Zones, until August  
25 15, 2022, an amount of funds made available in title III

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

11       SEC. 752. Hereafter, in response to an eligible com-  
12 munity where the drinking water supplies are inadequate  
13 due to a natural disaster, as determined by the Secretary,  
14 including drought or severe weather, the Secretary may  
15 provide potable water through the Emergency Community  
16 Water Assistance Grant Program for an additional period  
17 of time not to exceed 120 days beyond the established pe-  
18 riod provided under the Program in order to protect public  
19 health.

20       SEC. 753. There is hereby appropriated \$5,000,000,  
21 to remain available until expended, to carry out section  
22 2103 of Public Law 115–334: *Provided*, That the Sec-  
23 retary shall prioritize the wetland compliance needs of  
24 areas with significant numbers of individual wetlands, wet-  
25 land acres, and conservation compliance requests.

1       SEC. 754. Notwithstanding any other provision of  
2 law, the acceptable market name of any engineered animal  
3 approved prior to the effective date of the National Bio-  
4 engineered Food Disclosure Standard (February 19,  
5 2019) shall include the words “genetically engineered”  
6 prior to the existing acceptable market name.

7       SEC. 755. The Secretary, acting through the Chief  
8 of the Natural Resources Conservation Service, may use  
9 funds appropriated under this Act or any other Act for  
10 the Watershed and Flood Prevention Operations Program  
11 and the Watershed Rehabilitation Program carried out  
12 pursuant to the Watershed Protection and Flood Preven-  
13 tion Act (16 U.S.C. 1001 et seq.), and for the Emergency  
14 Watershed Protection Program carried out pursuant to  
15 section 403 of the Agricultural Credit Act of 1978 (16  
16 U.S.C. 2203) to provide technical services for such pro-  
17 grams pursuant to section 1252(a)(1) of the Food Secu-  
18 rity Act of 1985 (16 U.S.C. 3851(a)(1)), notwithstanding  
19 subsection (c) of such section.

20       SEC. 756. None of the funds made available by this  
21 Act may be used to procure raw or processed poultry prod-  
22 ucts imported into the United States from the People’s  
23 Republic of China for use in the school lunch program  
24 under the Richard B. Russell National School Lunch Act  
25 (42 U.S.C. 1751 et seq.), the Child and Adult Care Food



1 Program under section 17 of such Act (42 U.S.C. 1766),  
2 the Summer Food Service Program for Children under  
3 section 13 of such Act (42 U.S.C. 1761), or the school  
4 breakfast program under the Child Nutrition Act of 1966  
5 (42 U.S.C. 1771 et seq.).

6 SEC. 757. For school year 2022–2023, only a school  
7 food authority that had a negative balance in the nonprofit  
8 school food service account as of December 31, 2020, shall  
9 be required to establish a price for paid lunches in accord-  
10 ance with section 12(p) of the Richard B. Russell National  
11 School Lunch Act (42 U.S.C. 1760(p)).

12 SEC. 758. (a) There is hereby appropriated  
13 \$650,000,000, to remain available until expended, for an  
14 additional amount for section 779 of Public Law 115–141.

15 (b) Section 313(b) of the Rural Electrification Act  
16 of 1936, as amended (7 U.S.C. 940c(b)), shall be applied  
17 for fiscal year 2022 and each fiscal year thereafter until  
18 the specified funding has been expended as if the following  
19 were inserted after the final period in subsection (b)(2):  
20 “In addition, the Secretary shall use \$425,000,000 of  
21 funds available in this subaccount in fiscal year 2019 for  
22 an additional amount for the same purpose and under the  
23 same terms and conditions as funds appropriated by sec-  
24 tion 779 of Public Law 115–141, shall use \$255,000,000  
25 of funds available in this subaccount in fiscal year 2020

1 for an additional amount for the same purpose and under  
2 the same terms and conditions as funds appropriated by  
3 section 779 of Public Law 115–141, shall use  
4 \$104,000,000 of funds available in this subaccount in fis-  
5 cal year 2021 for an additional amount for the same pur-  
6 pose and under the same terms and conditions as funds  
7 appropriated by section 779 of Public Law 115–141, and  
8 shall use \$50,000,000 of funds available in this sub-  
9 account in fiscal year 2022 for an additional amount for  
10 the same purpose and under the same terms and condi-  
11 tions as funds appropriated by section 779 of Public Law  
12 115–141.”: *Provided*, That any use of such funds shall  
13 be treated as a reprogramming of funds under section 716  
14 of this Act.

15 (c) Section 775(b) of division A of Public Law 116–  
16 260 shall no longer apply.

17 SEC. 759. There is hereby appropriated \$400,000 to  
18 carry out section 1672(g)(4)(B) of the Food, Agriculture,  
19 Conservation, and Trade Act of 1990 (7 U.S.C.  
20 5925(g)(4(B)) as amended by section 7209 of Public Law  
21 115–334.

22 SEC. 760. Section 7605(b) of the Agriculture Im-  
23 provement Act of 2018 (7 U.S.C. 5940 note; Public Law  
24 115–334) is amended by striking “January 1, 2022” and  
25 inserting “January 1, 2023.”.

1        SEC. 761. Section 9(i)(2) of the Food and Nutrition  
2 Act of 2008 (7 U.S.C. 2018(i)(2)) is amended by striking  
3 “December 31, 2021” and inserting “December 31,  
4 2022”.

5        SEC. 762. There is hereby appropriated \$1,000,000  
6 to carry out the duties of the working group established  
7 under section 770 of the Agriculture, Rural Development,  
8 Food and Drug Administration, and Related Agencies Ap-  
9 propriations Act, 2019 (Public Law 116–6; 133 Stat. 89).

10        SEC. 763. (a) For the period beginning on the date  
11 of enactment of this Act through school year 2022-2023,  
12 with respect to the school lunch program established under  
13 the Richard B. Russell National School Lunch Act (42  
14 U.S.C. 1751 et seq.) or the school breakfast program es-  
15 tablished under the Child Nutrition Act of 1966 (42  
16 U.S.C. 1771 et seq.) and final regulations published by  
17 the Department of Agriculture in the Federal Register on  
18 January 26, 2012 (77 Fed. Reg. 4088 et seq.), the Sec-  
19 retary of Agriculture shall allow States to grant an exemp-  
20 tion from the whole grain requirements that took effect  
21 on or after July 1, 2014, and the States shall establish  
22 a process for evaluating and responding, in a reasonable  
23 amount of time, to requests for an exemption: *Provided*,  
24 That school food authorities demonstrate hardship, includ-  
25 ing financial hardship, in procuring specific whole grain

1 products which are acceptable to the students and compli-  
2 ant with the whole grain-rich requirements: *Provided fur-*  
3 *ther*, That school food authorities shall comply with the  
4 applicable grain component or standard with respect to  
5 the school lunch or school breakfast program that was in  
6 effect prior to July 1, 2014.

7 (b) For the period beginning on the date of enact-  
8 ment of this Act through school year 2022-2023, none of  
9 the funds appropriated or otherwise made available by this  
10 or any other Act shall be used to pay the salaries and  
11 expenses of personnel to implement any regulations under  
12 the Richard B. Russell National School Lunch Act (42  
13 U.S.C. 1751 et seq.), the Child Nutrition Act of 1966 (42  
14 U.S.C. 1771 et seq.), the Healthy, Hunger-Free Kids Act  
15 of 2010 (Public Law 111–296), or any other law that  
16 would require a reduction in the quantity of sodium con-  
17 tained in federally reimbursed meals, foods, and snacks  
18 sold in schools below Target 1 (as described in section  
19 220.8(f)(3) of title 7, Code of Federal Regulations (or suc-  
20 cessor regulations)).

21 (c) For the period beginning on the date of enactment  
22 of this Act through school year 2022-2023, notwith-  
23 standing any other provision of law, the Secretary shall  
24 allow States to grant special exemptions for the service  
25 of flavored, low-fat fluid milk in the school lunch program

1 established under the Richard B. Russell National School  
2 Lunch Act (42 U.S.C. 1751 et seq.) and the school break-  
3 fast program established under the Child Nutrition Act  
4 of 1966 (42 U.S.C. 1771 et seq.), and as a competitive  
5 food available on campus during the school day, to schools  
6 which demonstrate a reduction in student milk consump-  
7 tion or an increase in school milk waste.

8       SEC. 764. None of the funds made available by this  
9 or any other act may be used to restrict the offering of  
10 low-fat (1 percent fat) flavored milk in the National  
11 School Lunch Program or School Breakfast Program, as  
12 long as such milk is not inconsistent with the most recent  
13 Dietary Guidelines for Americans published under section  
14 301 of the National Nutrition Monitoring and Related Re-  
15 search Act of 1990.

16       SEC. 765. In administering the pilot program estab-  
17 lished by section 779 of division A of the Consolidated Ap-  
18 propriations Act, 2018 (Public Law 115–141), the Sec-  
19 retary of Agriculture may, for purposes of determining en-  
20 tities eligible to receive assistance, consider those commu-  
21 nities which are “Areas Rural in Character”: *Provided*,  
22 That not more than 10 percent of the funds made avail-  
23 able by section 758 may be used for this purpose.

24       SEC. 766. There is hereby appropriated \$24,525,000  
25 for the Goodfellow Federal facility, to remain available

1 until expended, of which \$12,000,000 shall be transferred  
2 to and merged with the appropriation for “Office of the  
3 Chief Information Officer” and of which \$12,525,000  
4 shall be transferred to and merged with the appropriation  
5 for “Food Safety and Inspection Service”.

6 SEC. 767. (a) There is hereby appropriated  
7 \$3,000,000, to remain available until expended, for a pilot  
8 program for the Animal and Plant Health Inspection  
9 Service to provide grants to State departments of agri-  
10 culture and forestry commissions in states identified in the  
11 final environmental assessment published in the Federal  
12 Register on September 23, 2020 (85 Fed. Reg. 59735),  
13 to combat and treat cogongrass through established  
14 cogongrass control programs.

15 (b) Not to exceed 2 percent of the funds provided  
16 under this section shall be available for necessary costs  
17 of grant administration.

18 SEC. 768. Section 764(d)(3)(B) of division N of Pub-  
19 lic Law 116–260 is amended by inserting “and fiscal year  
20 2022” after “fiscal year 2021” and before the final period.

21 SEC. 769. Section 6402(f) of the Farm Security and  
22 Rural Investment Act of 2002 (7 U.S.C. 1632b(f)) is  
23 amended in the matter preceding paragraph (1) by strik-  
24 ing “section 210A(d)(2)” and inserting “section  
25 210A(d)(5)(D)”.

1        SEC. 770. For an additional amount for the Office  
2 of the Secretary, \$30,000,000, to remain available until  
3 expended, to establish an Institute for Rural Partnerships:  
4 *Provided*, That the Secretary shall establish a grant pro-  
5 gram and distribute the funds to three geographically di-  
6 verse established land-grant universities: *Provided further*,  
7 That the Institute for Rural Partnerships shall dedicate  
8 resources to researching the causes and conditions of chal-  
9 lenges facing rural areas, and develop community partner-  
10 ships to address such challenges: *Provided further*, That  
11 administrative or other fees shall not exceed one percent:  
12 *Provided further*, That such partnership shall coordinate  
13 and publish an annual report.

14        SEC. 771. There is hereby appropriated \$1,000,000,  
15 to remain available until September 30, 2023, for a Cattle  
16 Contracts Library pilot program that the Agricultural  
17 Marketing Service shall develop and maintain. This pro-  
18 gram shall be similar, as determined by the Secretary, to  
19 the swine contract library the U.S. Department of Agri-  
20 culture currently maintains pursuant to section 222 of the  
21 Packers and Stockyards Act (7 U.S.C. 198a). The promul-  
22 gation of the regulations and administration of this section  
23 shall be made without regard to: (1) the notice and com-  
24 ment provisions of section 553 of title 5; and (2) chapter

1 35 of title 44 (commonly known as the “Paperwork Re-  
2 duction Act”).

3 SEC. 772. There is hereby appropriated \$10,000,000,  
4 to remain available until expended, for costs associated  
5 with the establishment of an Institute of Rural Partner-  
6 ship, located at the University of Vermont, Burlington,  
7 VT.

8 SEC. 773. For an additional amount for the “Office  
9 of the Secretary”, \$7,030,000,000, which shall remain  
10 available until December 31, 2023, for necessary expenses  
11 related to losses of crops (including milk, on-farm stored  
12 commodities, crops prevented from planting in 2020 and  
13 2021, and harvested adulterated wine grapes), trees,  
14 bushes, and vines, as a consequence of droughts, wildfires,  
15 hurricanes, floods, derechos, winter storms, smoke expo-  
16 sure, quality losses of crops, and excessive moisture occur-  
17 ring in calendar years 2020 and 2021 under such terms  
18 and conditions as determined by the Secretary: *Provided*,  
19 That losses due to drought shall only be eligible under this  
20 section if any area within the county in which the loss  
21 occurs was rated by the U.S. Drought Monitor as having  
22 a D3 (Extreme Drought) or higher level of drought inten-  
23 sity during the applicable calendar years: *Provided further*,  
24 That of the amounts provided in this section, the Sec-  
25 retary shall use \$750,000,000 to provide assistance to pro-



1 ducers of livestock, as determined by the Secretary of Ag-  
2 riculture, for losses incurred during calendar year 2021  
3 due to drought or wildfires: *Provided further*, That at the  
4 election of a processor eligible for a loan under section  
5 156 of the Federal Agriculture Improvement and Reform  
6 Act of 1996 (7 U.S.C. 7272) or a cooperative processor  
7 of dairy, the Secretary shall make payments for losses in  
8 2021 to such processors (to be paid to producer members,  
9 as determined by such processors) in lieu of payments to  
10 producers and under the same terms and conditions as  
11 payments made to processors pursuant to Title I of the  
12 Additional Supplemental Appropriations for Disaster Re-  
13 lief Act, 2019 (Public Law 116–20) under the heading  
14 “Department of Agriculture—Agricultural Programs—  
15 Processing, Research and Marketing—Office of the Sec-  
16 retary”, as last amended by section 791(c) of title VII of  
17 division B of the Further Consolidated Appropriations  
18 Act, 2020 (Public Law 116–94): *Provided further*, That  
19 notwithstanding section 760.1503(j) of title 7 of the Code  
20 of Federal Regulations, in the event that a processor de-  
21 scribed in the preceding proviso does not elect to receive  
22 payments under such clause, the Secretary shall make di-  
23 rect payments to producers under this section: *Provided*  
24 *further*, That of the amounts provided in this section, not  
25 more than \$20,000,000 may be used for administrative

1 costs to carry out this section: *Provided further*, That the  
2 total amount of payments received under this section and  
3 applicable policies of crop insurance under the Federal  
4 Crop Insurance Act (7 U.S.C. 1501 et seq.) or the Non-  
5 insured Crop Disaster Assistance Program (NAP) under  
6 section 196 of the Federal Agriculture Improvement and  
7 Reform Act of 1996 (7 U.S.C. 7333) shall not exceed 90  
8 percent of the loss as determined by the Secretary: *Pro-*  
9 *vided further*, That the total amount of payments received  
10 under this section for producers who did not obtain a pol-  
11 icy or plan of insurance for an insurable commodity for  
12 the applicable crop year under the Federal Crop Insurance  
13 Act (7 U.S.C. 1501 et seq.) for the crop incurring the  
14 losses or did not file the required paperwork and pay the  
15 service fee by the applicable State filing deadline for a  
16 noninsurable commodity for the applicable crop year under  
17 NAP for the crop incurring the losses shall not exceed 70  
18 percent of the loss as determined by the Secretary: *Pro-*  
19 *vided further*, That producers receiving payments under  
20 this section, as determined by the Secretary, shall be re-  
21 quired to purchase crop insurance where crop insurance  
22 is available for the next two available crop years and pro-  
23 ducers receiving payments under this section shall be re-  
24 quired to purchase coverage under NAP where crop insur-  
25 ance is not available in the next two available crop years,

1 as determined by the Secretary: *Provided further*, That not  
2 later than 120 days after the end of fiscal year 2021, the  
3 Secretary shall submit a report to the Congress specifying  
4 the type, amount, and method of such assistance by state  
5 and territory: *Provided further*, That such amount is des-  
6 ignated by the Congress as being for an emergency re-  
7 quirement pursuant to section 4112(a) of H. Con. Res.  
8 71 (115th Congress), the concurrent resolution on the  
9 budget for fiscal year 2018, and to section 251(b) of the  
10 Balanced Budget and Emergency Deficit Control Act of  
11 1985.

12 SEC. 774. None of the funds made available by this  
13 Act may be used to pay the salaries or expenses of per-  
14 sonnel—

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

17 (2) to inspect horses under section 903 of the  
18 Federal Agriculture Improvement and Reform Act of  
19 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

20 (3) to implement or enforce section 352.19 of  
21 title 9, Code of Federal Regulations (or a successor  
22 regulation).

23 SEC. 775. Notwithstanding any provision of law that  
24 regulates the calculation and payment of overtime and hol-  
25 iday pay for FSIS inspectors, the Secretary may charge

1 establishments subject to the inspection requirements of  
2 the Poultry Products Inspection Act, 21 U.S.C. §451 et  
3 seq., the Federal Meat Inspection Act, 21 U.S.C. §601  
4 et seq, and the Egg Products Inspection Act, 21 U.S.C.  
5 §1031 et seq., for the cost of inspection services provided  
6 outside of an establishment’s approved inspection shifts,  
7 and for inspection services provided on Federal holidays:  
8 *Provided*, That any sums charged pursuant to this para-  
9 graph shall be deemed as overtime pay or holiday pay  
10 under section 1001(d) of the American Rescue Plan Act  
11 of 2021 (Pubic Law 117–2, 135 Stat. 242): *Provided fur-*  
12 *ther*, That sums received by the Secretary under this para-  
13 graph shall, in addition to other available funds, remain  
14 available until expended to the Secretary without further  
15 appropriation for the purpose of funding all costs associ-  
16 ated with FSIS inspections.

17       SEC. 776. There is hereby appropriated \$1,000,000,  
18 to remain available until expended: *Provided*, That funds  
19 provided under this section shall be for grants to the  
20 Southwest Border Regional Commission (40 U.S.C. 15301  
21 et seq.) for any Rural Community Advancement Program  
22 purpose as described in section 381E(d) of the Consoli-  
23 dated Farm and Rural Development Act, of which not  
24 more than 5 percent may be used for administrative ex-  
25 penses.

1        This Act may be cited as the “Agriculture, Rural De-  
2        velopment, Food and Drug Administration, and Related  
3        Agencies Appropriations Act, 2022”.

Calendar No. 113

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

**S. 2599**

[Report No. 117-34]

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**A BILL**

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2022, and for other purposes.

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August 4, 2021

Read twice and placed on the calendar