

Calendar No. 155

112TH CONGRESS
1ST SESSION

H. R. 2112

[Report No. 112-73]

IN THE SENATE OF THE UNITED STATES

JUNE 16, 2011

Received; read twice and referred to the Committee on Appropriations

SEPTEMBER 7, 2011

Reported by Mr. KOHL, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

AN ACT

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

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

1 ending September 30, 2012, and for other purposes;
 2 namely:

3 TITLE I

4 AGRICULTURAL PROGRAMS

5 PRODUCTION, PROCESSING AND MARKETING

6 OFFICE OF THE SECRETARY

7 For necessary expenses of the Office of the Secretary
 8 of Agriculture, \$4,293,000 (increased by \$136,070,000)
 9 (reduced by \$136,070,000): *Provided*, That not to exceed
 10 \$11,000 of this amount shall be available for official recep-
 11 tion and representation expenses, not otherwise provided
 12 for, as determined by the Secretary.

13 OFFICE OF TRIBAL RELATIONS

14 For necessary expenses of the Office of Tribal Rela-
 15 tions, \$423,000 to support communication and consulta-
 16 tion activities with Federally Recognized Tribes, as well
 17 as other requirements established by law.

18 EXECUTIVE OPERATIONS

19 OFFICE OF THE CHIEF ECONOMIST

20 For necessary expenses of the Office of the Chief
 21 Economist, \$10,707,000.

22 NATIONAL APPEALS DIVISION

23 For necessary expenses of the National Appeals Divi-
 24 sion, \$12,091,000.

1 OFFICE OF BUDGET AND PROGRAM ANALYSIS

2 For necessary expenses of the Office of Budget and
3 Program Analysis, ~~\$8,004,000.~~

4 OFFICE OF HOMELAND SECURITY

5 For necessary expenses of the Office of Homeland Se-
6 curity, ~~\$1,272,000.~~

7 OFFICE OF ADVOCACY AND OUTREACH

8 For necessary expenses of the Office of Advocacy and
9 Outreach, ~~\$1,209,000.~~

10 OFFICE OF THE CHIEF INFORMATION OFFICER

11 For necessary expenses of the Office of the Chief In-
12 formation Officer, ~~\$35,000,000 (reduced by \$1,000,000).~~

13 OFFICE OF THE CHIEF FINANCIAL OFFICER

14 For necessary expenses of the Office of the Chief Fi-
15 nancial Officer, ~~\$5,310,000.~~

16 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
17 RIGHTS

18 For necessary expenses of the Office of the Assistant
19 Secretary for Civil Rights, ~~\$760,000.~~

20 OFFICE OF CIVIL RIGHTS

21 For necessary expenses of the Office of Civil Rights,
22 ~~\$19,288,000.~~

1 OFFICE OF THE ASSISTANT SECRETARY FOR
2 ADMINISTRATION

3 For necessary expenses of the Office of the Assistant
4 Secretary for Administration, \$683,000.

5 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
6 PAYMENTS

7 (INCLUDING TRANSFERS OF FUNDS)

8 For payment of space rental and related costs pursu-
9 ant to Public Law 92-313, including authorities pursuant
10 to the 1984 delegation of authority from the Adminis-
11 trator of General Services to the Department of Agri-
12 culture under 40 U.S.C. 121, for programs and activities
13 of the Department which are included in this Act, and for
14 alterations and other actions needed for the Department
15 and its agencies to consolidate unneeded space into con-
16 figurations suitable for release to the Administrator of
17 General Services, and for the operation, maintenance, im-
18 provement, and repair of Agriculture buildings and facili-
19 ties, and for related costs, \$209,505,000 (reduced by
20 \$342,000), to remain available until expended; of which
21 \$151,396,000 shall be available for payments to the Gen-
22 eral Services Administration for rent; of which
23 \$11,452,000 shall be available for payment to the Depart-
24 ment of Homeland Security for building security activities;
25 and of which \$46,657,000 (reduced by \$342,000) shall be

1 available for buildings operations and maintenance ex-
2 penses: *Provided*, That the Secretary may use unobligated
3 balances from prior years to cover shortfalls incurred in
4 prior year rental payments: *Provided further*, That the
5 Secretary is authorized to transfer funds from a Depart-
6 mental agency to this account to recover the full cost of
7 the space and security expenses of that agency that are
8 funded by this account when the actual costs exceed the
9 agency estimate which will be available for the activities
10 and payments described herein.

11 HAZARDOUS MATERIALS MANAGEMENT

12 (INCLUDING TRANSFERS OF FUNDS)

13 For necessary expenses of the Department of Agri-
14 culture, to comply with the Comprehensive Environmental
15 Response, Compensation, and Liability Act (42 U.S.C.
16 9601 et seq.) and the Resource Conservation and Recovery
17 Act (42 U.S.C. 6901 et seq.), \$3,393,000, to remain avail-
18 able until expended: *Provided*, That appropriations and
19 funds available herein to the Department for Hazardous
20 Materials Management may be transferred to any agency
21 of the Department for its use in meeting all requirements
22 pursuant to the above Acts on Federal and non-Federal
23 lands.

1 DEPARTMENTAL ADMINISTRATION

2 (INCLUDING TRANSFERS OF FUNDS)

3 For Departmental Administration, \$23,900,000 (re-
4 duced by \$5,000,000) (reduced by \$2,390,000), to provide
5 for necessary expenses for management support services
6 to offices of the Department and for general administra-
7 tion and other miscellaneous supplies and expenses not
8 otherwise provided for and necessary for the practical and
9 efficient work of the Department: *Provided*, That this ap-
10 propriation shall be reimbursed from applicable appropria-
11 tions in this Act for travel expenses incident to the holding
12 of hearings as required by 5 U.S.C. 551–558.

13 OFFICE OF THE ASSISTANT SECRETARY FOR

14 CONGRESSIONAL RELATIONS

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses of the Office of the Assistant
17 Secretary for Congressional Relations to carry out the pro-
18 grams funded by this Act, including programs involving
19 intergovernmental affairs and liaison within the executive
20 branch, \$3,289,000: *Provided*, That these funds may be
21 transferred to agencies of the Department of Agriculture
22 funded by this Act to maintain personnel at the agency
23 level; *Provided further*, That no funds made available by
24 this appropriation may be obligated after 30 days from
25 the date of enactment of this Act, unless the Secretary

1 has notified the Committees on Appropriations of both
 2 Houses of Congress on the allocation of these funds by
 3 USDA agency: *Provided further*, That no other funds ap-
 4 propriated to the Department by this Act shall be available
 5 to the Department for support of congressional relations
 6 activities.

7 OFFICE OF COMMUNICATIONS

8 For necessary expenses of the Office of Communica-
 9 tions, \$8,058,000.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
 12 General, including employment pursuant to the Inspector
 13 General Act of 1978, \$80,000,000, including such sums
 14 as may be necessary for contracting and other arrange-
 15 ments with public agencies and private persons pursuant
 16 to section 6(a)(9) of the Inspector General Act of 1978,
 17 and including not to exceed \$125,000 for certain confiden-
 18 tial operational expenses, including the payment of inform-
 19 ants, to be expended under the direction of the Inspector
 20 General pursuant to Public Law 95-452 and section 1337
 21 of Public Law 97-98.

22 OFFICE OF THE GENERAL COUNSEL

23 For necessary expenses of the Office of the General
 24 Counsel, \$35,204,000.

1 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
 2 EDUCATION AND ECONOMICS

3 For necessary expenses of the Office of the Under
 4 Secretary for Research, Education and Economics,
 5 \$760,000.

6 ECONOMIC RESEARCH SERVICE

7 For necessary expenses of the Economic Research
 8 Service, \$70,000,000.

9 NATIONAL AGRICULTURAL STATISTICS SERVICE

10 For necessary expenses of the National Agricultural
 11 Statistics Service, \$149,500,000, of which up to
 12 \$40,000,000 shall be available until expended for the Cen-
 13 sus of Agriculture.

14 AGRICULTURAL RESEARCH SERVICE

15 SALARIES AND EXPENSES

16 For necessary expenses of the Agricultural Research
 17 Service and for acquisition of lands by donation, exchange,
 18 or purchase at a nominal cost not to exceed \$100, and
 19 for land exchanges where the lands exchanged shall be of
 20 equal value or shall be equalized by a payment of money
 21 to the grantor which shall not exceed 25 percent of the
 22 total value of the land or interests transferred out of Fed-
 23 eral ownership, \$993,345,000 (increased by \$2,000,000):
 24 *Provided*, That appropriations hereunder shall be available
 25 for the operation and maintenance of aircraft and the pur-

1 chase of not to exceed one for replacement only: *Provided*
2 *further*, That appropriations hereunder shall be available
3 pursuant to 7 U.S.C. 2250 for the construction, alteration,
4 and repair of buildings and improvements, but unless oth-
5 erwise provided, the cost of constructing any one building
6 shall not exceed \$375,000, except for headhouses or green-
7 houses which shall each be limited to \$1,200,000, and ex-
8 cept for 10 buildings to be constructed or improved at a
9 cost not to exceed \$750,000 each, and the cost of altering
10 any one building during the fiscal year shall not exceed
11 10 percent of the current replacement value of the build-
12 ing or \$375,000, whichever is greater: *Provided further*,
13 That the limitations on alterations contained in this Act
14 shall not apply to modernization or replacement of existing
15 facilities at Beltsville, Maryland: *Provided further*, That
16 appropriations hereunder shall be available for granting
17 easements at the Beltsville Agricultural Research Center:
18 *Provided further*, That the foregoing limitations shall not
19 apply to replacement of buildings needed to carry out the
20 Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*,
21 That funds may be received from any State, other political
22 subdivision, organization, or individual for the purpose of
23 establishing or operating any research facility or research
24 project of the Agricultural Research Service, as authorized
25 by law.

1 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE
 2 RESEARCH AND EDUCATION ACTIVITIES

3 For payments to agricultural experiment stations, for
 4 cooperative forestry and other research, for facilities, and
 5 for other expenses, \$600,800,000, as follows: to carry out
 6 the provisions of the Hatch Act of 1887 (7 U.S.C. 361a–
 7 i), \$208,000,000; for grants for cooperative forestry re-
 8 search (16 U.S.C. 582a through a–7), \$30,000,000; for
 9 payments to eligible institutions (7 U.S.C. 3222),
 10 \$48,000,000, provided that each institution receives no
 11 less than \$1,000,000; for special grants (7 U.S.C.
 12 450i(e)), \$1,250,000; for competitive grants for Inte-
 13 grated Pest Management and Biological Control (7 U.S.C.
 14 450i(e)), \$14,000,000; for competitive grants (7 U.S.C.
 15 450i(b)), \$229,500,000, to remain available until ex-
 16 pended; for the support of animal health and disease pro-
 17 grams (7 U.S.C. 3195), \$4,000,000; for a program pursu-
 18 ant to section 1415A of the National Agricultural Re-
 19 search, Extension, and Teaching Policy Act of 1977 (7
 20 U.S.C. 3151a), \$4,200,000, to remain available until ex-
 21 pended; for a higher education multicultural scholars pro-
 22 gram (7 U.S.C. 3152(b)(5)), \$1,000,000, to remain avail-
 23 able until expended (7 U.S.C. 2209b); for an education
 24 grants program for Hispanic-serving Institutions (7
 25 U.S.C. 3241), \$7,800,000; for competitive grants for the

1 purpose of carrying out all provisions of 7 U.S.C. 3156
 2 to individual eligible institutions or consortia of eligible in-
 3 stitutions in Alaska and in Hawaii, with funds awarded
 4 equally to each of the States of Alaska and Hawaii,
 5 \$2,700,000; for secondary education, 2-year post-sec-
 6 ondary education, and agriculture in the K-12 classroom
 7 (7 U.S.C. 3152(j)), \$900,000; for aquaculture grants (7
 8 U.S.C. 3322), \$3,300,000; for sustainable agriculture re-
 9 search and education (7 U.S.C. 5811), \$12,300,000; for
 10 a program of capacity building grants (7 U.S.C.
 11 3152(b)(4)) to institutions eligible to receive funds under
 12 7 U.S.C. 3221 and 3222, \$16,400,000; to remain avail-
 13 able until expended (7 U.S.C. 2209b); for payments to the
 14 1994 Institutions pursuant to section 534(a)(1) of Public
 15 Law 103-382, \$2,800,000; for resident instruction grants
 16 for insular areas under section 1491 of the National Agri-
 17 cultural Research, Extension, and Teaching Policy Act of
 18 1977 (7 U.S.C. 3363), \$900,000; for distance education
 19 grants for insular areas under section 1490 of the Na-
 20 tional Agricultural Research, Extension, and Teaching
 21 Policy Act of 1977 (7 U.S.C. 3362), \$750,000; for com-
 22 petitive grants for policy research (7 U.S.C. 3155),
 23 \$3,000,000; and for necessary expenses of Research and
 24 Education Activities, \$10,000,000, of which \$2,500,000
 25 for the Research, Education, and Economics Information

1 System and \$2,000,000 for the Electronic Grants Infor-
 2 mation System, are to remain available until expended.

3 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

7 EXTENSION ACTIVITIES

8 For payments to States, the District of Columbia,
 9 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
 10 Northern Marianas, and American Samoa, \$411,200,000,
 11 as follows: payments for cooperative extension work under
 12 the Smith-Lever Act, to be distributed under sections 3(b)
 13 and 3(c) of said Act, and under section 208(c) of Public
 14 Law 93-471, for retirement and employees' compensation
 15 costs for extension agents, \$259,200,000; payments for
 16 extension work at the 1994 Institutions under the Smith-
 17 Lever Act (7 U.S.C. 343(b)(3)), \$3,600,000; payments for
 18 the nutrition and family education program for low-income
 19 areas under section 3(d) of the Act, \$58,000,000; pay-
 20 ments for the pest management program under section
 21 3(d) of the Act, \$8,400,000; payments for New Tech-
 22 nologies for Agriculture Extension under section 3(d) of
 23 the Act, \$1,400,000; payments to upgrade research, exten-
 24 sion, and teaching facilities at institutions eligible to re-
 25 ceive funds under 7 U.S.C. 3221 and 3222, \$16,700,000;

1 to remain available until expended; payments for youth-
 2 at-risk programs under section 3(d) of the Smith-Lever
 3 Act, \$7,100,000; payments for carrying out the provisions
 4 of the Renewable Resources Extension Act of 1978 (16
 5 U.S.C. 1671 et seq.), \$3,400,000; payments for the feder-
 6 ally-recognized Tribes Extension Program under section
 7 3(d) of the Smith-Lever Act, \$2,600,000; payments for
 8 sustainable agriculture programs under section 3(d) of the
 9 Act, \$4,000,000; payments for rural health and safety
 10 education as authorized by section 502(i) of Public Law
 11 92-419 (7 U.S.C. 2662(i)), \$1,500,000; payments for co-
 12 operative extension work by eligible institutions (7 U.S.C.
 13 3221), \$36,000,000, provided that each institution re-
 14 ceives no less than \$1,000,000; for grants to youth organi-
 15 zations pursuant to 7 U.S.C. 7630, \$1,500,000; for pay-
 16 ments to carry out the food animal residue avoidance data-
 17 base program as authorized by 7 U.S.C. 7642,
 18 \$1,000,000; and for necessary expenses of Extension Ac-
 19 tivities, \$6,800,000.

20 INTEGRATED ACTIVITIES

21 For the integrated research, education, and extension
 22 grants program authorized under section 406 of the Agri-
 23 cultural Research, Extension, and Education Reform Act
 24 of 1998 (7 U.S.C. 7626), including necessary administra-
 25 tive expenses, \$8,000,000, as follows: for a competitive or-

1 ganic transition program, \$4,000,000; and for the regional
 2 pest management centers program \$4,000,000.

3 OFFICE OF THE UNDER SECRETARY FOR MARKETING
 4 AND REGULATORY PROGRAMS

5 For necessary expenses of the Office of the Under
 6 Secretary for Marketing and Regulatory Programs,
 7 \$760,000.

8 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
 9 SALARIES AND EXPENSES

10 (INCLUDING TRANSFERS OF FUNDS)

11 For necessary expenses of the Animal and Plant
 12 Health Inspection Service, including up to \$30,000 for
 13 representation allowances and for expenses pursuant to
 14 the Foreign Service Act of 1980 (22 U.S.C. 4085),
 15 \$790,000,000, of which \$2,000,000, to be available until
 16 expended, shall be available for the control of outbreaks
 17 of insects, plant diseases, animal diseases and for control
 18 of pest animals and birds (“contingency fund”) to the ex-
 19 tent necessary to meet emergency conditions; of which
 20 \$16,000,000, to remain available until expended, shall be
 21 used for the cotton pests program for cost share purposes
 22 or for debt retirement for active eradication zones; of
 23 which \$32,500,000, to remain available until expended,
 24 shall be for Animal Health Technical Services; of which
 25 \$54,000,000, to remain available until expended, shall be

1 used to support avian health; of which \$4,200,000, to re-
 2 main available until expended, shall be for information
 3 technology infrastructure; of which \$147,000,000, to re-
 4 main available until expended, shall be for specialty crop
 5 pests; of which, \$9,000,000, to remain available until ex-
 6 pended, shall be for field crop and rangeland ecosystem
 7 pests; of which \$52,000,000, to remain available until ex-
 8 pended, shall be for tree and wood pests; of which
 9 \$2,300,000, to remain available until expended, shall be
 10 for the National Veterinary Stockpile; of which up to
 11 \$1,500,000, to remain available until expended, shall be
 12 for the serapie program for indemnities; of which
 13 \$1,000,000, to remain available until expended, shall be
 14 for wildlife services methods development; of which
 15 \$1,500,000, to remain available until expended, shall be
 16 for the wildlife damage management program for aviation
 17 safety; and up to 25 percent of the screwworm program
 18 shall remain available until expended: *Provided*, That no
 19 funds shall be used to formulate or administer a bruceel-
 20 losis eradication program for the current fiscal year that
 21 does not require minimum matching by the States of at
 22 least 40 percent: *Provided further*, That this appropriation
 23 shall be available for the operation and maintenance of
 24 aircraft and the purchase of not to exceed four; of which
 25 two shall be for replacement only: *Provided further*, That,

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

21 In fiscal year 2012, the agency is authorized to collect
22 fees to cover the total costs of providing technical assist-
23 ance, goods, or services requested by States, other political
24 subdivisions, domestic and international organizations,
25 foreign governments, or individuals, provided that such

1 fees are structured such that any entity's liability for such
 2 fees is reasonably based on the technical assistance, goods,
 3 or services provided to the entity by the agency, and such
 4 fees shall be reimbursed to this account, to remain avail-
 5 able until expended, without further appropriation, for
 6 providing such assistance, goods, or services.

7 BUILDINGS AND FACILITIES

8 For plans, construction, repair, preventive mainte-
 9 nance, environmental support, improvement, extension, al-
 10 teration, and purchase of fixed equipment or facilities, as
 11 authorized by 7 U.S.C. 2250, and acquisition of land as
 12 authorized by 7 U.S.C. 428a, \$3,200,000, to remain avail-
 13 able until expended.

14 AGRICULTURAL MARKETING SERVICE

15 MARKETING SERVICES

16 For necessary expenses of the Agricultural Marketing
 17 Service, \$77,500,000 (increased by \$300,000): *Provided,*
 18 That this appropriation shall be available pursuant to law
 19 (7 U.S.C. 2250) for the alteration and repair of buildings
 20 and improvements, but the cost of altering any one build-
 21 ing during the fiscal year shall not exceed 10 percent of
 22 the current replacement value of the building. Fees may
 23 be collected for the cost of standardization activities, as
 24 established by regulation pursuant to law (31 U.S.C.
 25 9701).

1 LIMITATION ON ADMINISTRATIVE EXPENSES

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

9 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

10 SUPPLY (SECTION 32)

11 (INCLUDING TRANSFERS OF FUNDS)

12 Funds available under section 32 of the Act of Au-
 13 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
 14 modity program expenses as authorized therein, and other
 15 related operating expenses, except for: (1) transfers to the
 16 Department of Commerce as authorized by the Fish and
 17 Wildlife Act of August 8, 1956; (2) transfers otherwise
 18 provided in this Act; and (3) not more than \$20,056,000
 19 for formulation and administration of marketing agree-
 20 ments and orders pursuant to the Agricultural Marketing
 21 Agreement Act of 1937 and the Agricultural Act of 1961.

22 PAYMENTS TO STATES AND POSSESSIONS

23 For payments to State departments of agriculture,
 24 bureaus and departments of markets, and similar agencies
 25 for marketing activities under section 204(b) of the Agri-

1 cultural Marketing Act of 1946 (7 U.S.C. 1623(b)),
 2 \$1,331,000.

3 GRAIN INSPECTION, PACKERS AND STOCKYARDS

4 ADMINISTRATION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Grain Inspection,
 7 Packers and Stockyards Administration, \$37,000,000:
 8 *Provided*, That this appropriation shall be available pursu-
 9 ant to law (7 U.S.C. 2250) for the alteration and repair
 10 of buildings and improvements, but the cost of altering
 11 any one building during the fiscal year shall not exceed
 12 10 percent of the current replacement value of the build-
 13 ing.

14 LIMITATION ON INSPECTION AND WEIGHING SERVICES

15 EXPENSES

16 Not to exceed \$47,500,000 (from fees collected) shall
 17 be obligated during the current fiscal year for inspection
 18 and weighing services: *Provided*, That if grain export ac-
 19 tivities require additional supervision and oversight, or
 20 other uncontrollable factors occur, this limitation may be
 21 exceeded by up to 10 percent with notification to the Com-
 22 mittees on Appropriations of both Houses of Congress.

23 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

24 For necessary expenses of the Office of the Under
 25 Secretary for Food Safety, \$689,000.

1 FOOD SAFETY AND INSPECTION SERVICE

2 For necessary expenses to carry out services author-
3 ized by the Federal Meat Inspection Act, the Poultry
4 Products Inspection Act, and the Egg Products Inspection
5 Act, including not to exceed \$50,000 for representation
6 allowances and for expenses pursuant to section 8 of the
7 Act approved August 3, 1956 (7 U.S.C. 1766),
8 \$972,028,000; and in addition, \$1,000,000 may be cred-
9 ited to this account from fees collected for the cost of lab-
10 oratory accreditation as authorized by section 1327 of the
11 Food, Agriculture, Conservation and Trade Act of 1990
12 (7 U.S.C. 138f): *Provided*, That funds provided for the
13 Public Health Data Communication Infrastructure system
14 shall remain available until expended: *Provided further*,
15 That this appropriation shall be available pursuant to law
16 (7 U.S.C. 2250) for the alteration and repair of buildings
17 and improvements, but the cost of altering any one build-
18 ing during the fiscal year shall not exceed 10 percent of
19 the current replacement value of the building.

20 OFFICE OF THE UNDER SECRETARY FOR FARM AND

21 FOREIGN AGRICULTURAL SERVICES

22 For necessary expenses of the Office of the Under
23 Secretary for Farm and Foreign Agricultural Services,
24 \$760,000.

1 FARM SERVICE AGENCY

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Farm Service Agency,
 5 ~~\$1,176,500,000: *Provided*, That the Secretary is author-~~
 6 ~~ized to use the services, facilities, and authorities (but not~~
 7 ~~the funds) of the Commodity Credit Corporation to make~~
 8 ~~program payments for all programs administered by the~~
 9 ~~Agency: *Provided further*, That other funds made available~~
 10 ~~to the Agency for authorized activities may be advanced~~
 11 ~~to and merged with this account: *Provided further*, That~~
 12 ~~funds made available to county committees shall remain~~
 13 ~~available until expended.~~

14 STATE MEDIATION GRANTS

15 For grants pursuant to section 502(b) of the Agricul-
 16 tural Credit Act of 1987, as amended (7 U.S.C. 5101-
 17 5106), ~~\$3,550,000.~~

18 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

19 For necessary expenses to carry out wellhead or
 20 groundwater protection activities under section 12400 of
 21 the Food Security Act of 1985 (16 U.S.C. 3839bb-2),
 22 ~~\$3,605,000, to remain available until expended.~~

1 DAIRY INDEMNITY PROGRAM

2 (INCLUDING TRANSFER OF FUNDS)

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

13 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

14 ACCOUNT

15 (INCLUDING TRANSFERS OF FUNDS)

16 For gross obligations for the principal amount of di-
 17 rect and guaranteed farm ownership (7 U.S.C. 1922 et
 18 seq.) and operating (7 U.S.C. 1941 et seq.) loans; Indian
 19 tribe land acquisition loans (25 U.S.C. 488); boll weevil
 20 loans (7 U.S.C. 1989); guaranteed conservation loans (7
 21 U.S.C. 1924 et seq.); and Indian highly fractionated land
 22 loans (25 U.S.C. 488) to be available from funds in the
 23 Agricultural Credit Insurance Fund, as follows:
 24 \$1,500,000,000 for unsubsidized guaranteed farm owner-
 25 ship loans and \$475,000,000 for farm ownership direct

1 loans; \$1,500,000,000 for unsubsidized guaranteed oper-
 2 ating loans and \$1,050,090,000 for direct operating loans;
 3 Indian tribe land acquisition loans; \$2,000,000; guaran-
 4 teed conservation loans; \$150,000,000; Indian highly
 5 fractionated land loans; \$10,000,000; and for boll weevil
 6 eradication program loans; \$100,000,000: *Provided*, That
 7 the Secretary shall deem the pink bollworm to be a boll
 8 weevil for the purpose of boll weevil eradication program
 9 loans.

10 For the cost of direct and guaranteed loans and
 11 grants, including the cost of modifying loans as defined
 12 in section 502 of the Congressional Budget Act of 1974,
 13 as follows: farm ownership, \$22,800,000 for direct loans;
 14 farm operating loans, \$26,100,000 for unsubsidized guar-
 15 anteed operating loans, \$59,120,000 for direct operating
 16 loans; and Indian highly fractionated land loans,
 17 \$193,000.

18 In addition, for administrative expenses necessary to
 19 carry out the direct and guaranteed loan programs,
 20 \$268,634,000, of which \$260,730,000 shall be paid to the
 21 appropriation for “Farm Service Agency, Salaries and Ex-
 22 penses”.

23 Funds appropriated by this Act to the Agricultural
 24 Credit Insurance Program Account for farm ownership,
 25 operating and conservation direct loans and guaranteed

1 loans may be transferred among these programs: *Pro-*
 2 *vided*, That the Committees on Appropriations of both
 3 Houses of Congress are notified at least 15 days in ad-
 4 vance of any transfer.

5 RISK MANAGEMENT AGENCY

6 For necessary expenses of the Risk Management
 7 Agency, \$68,016,000: *Provided*, That the funds made
 8 available under section 522(e) of the Federal Crop Insur-
 9 ance Act (7 U.S.C. 1522(e)) may be used for the Common
 10 Information Management System: *Provided further*, That
 11 not to exceed \$1,000 shall be available for official recep-
 12 tion and representation expenses, as authorized by 7
 13 U.S.C. 1506(i).

14 CORPORATIONS

15 The following corporations and agencies are hereby
 16 authorized to make expenditures, within the limits of
 17 funds and borrowing authority available to each such cor-
 18 poration or agency and in accord with law, and to make
 19 contracts and commitments without regard to fiscal year
 20 limitations as provided by section 104 of the Government
 21 Corporation Control Act as may be necessary in carrying
 22 out the programs set forth in the budget for the current
 23 fiscal year for such corporation or agency, except as here-
 24 inafter provided.

1 ~~FEDERAL CROP INSURANCE CORPORATION FUND~~

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

5 ~~COMMODITY CREDIT CORPORATION FUND~~

6 ~~REIMBURSEMENT FOR NET REALIZED LOSSES~~

7 ~~(INCLUDING TRANSFERS OF FUNDS)~~

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

21 ~~HAZARDOUS WASTE MANAGEMENT~~

22 ~~(LIMITATION ON EXPENSES)~~

23 ~~For the current fiscal year, the Commodity Credit~~
 24 ~~Corporation shall not expend more than \$5,000,000 for~~
 25 ~~site investigation and cleanup expenses, and operations~~

1 and maintenance expenses to comply with the requirement
 2 of section 107(g) of the Comprehensive Environmental
 3 Response, Compensation, and Liability Act (42 U.S.C.
 4 9607(g)); and section 6001 of the Resource Conservation
 5 and Recovery Act (42 U.S.C. 6961).

6 TITLE II

7 CONSERVATION PROGRAMS

8 OFFICE OF THE UNDER SECRETARY FOR NATURAL 9 RESOURCES AND ENVIRONMENT

10 For necessary expenses of the Office of the Under
 11 Secretary for Natural Resources and Environment,
 12 \$760,000.

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. 428a); purchase and erection or alter-
 4 ation or improvement of permanent and temporary build-
 5 ings; and operation and maintenance of aircraft,
 6 \$770,956,000, to remain available until September 30,
 7 2013: *Provided*, That appropriations hereunder shall be
 8 available pursuant to 7 U.S.C. 2250 for construction and
 9 improvement of buildings and public improvements at
 10 plant materials centers, except that the cost of alterations
 11 and improvements to other buildings and other public im-
 12 provements shall not exceed \$250,000: *Provided further*,
 13 That when buildings or other structures are erected on
 14 non-Federal land, that the right to use such land is ob-
 15 tained as provided in 7 U.S.C. 2250a.

16 WATERSHED REHABILITATION PROGRAM

17 Under the authorities of Section 14 of the Watershed
 18 Protection and Flood Prevention Act, \$15,000,000 is pro-
 19 vided:

20 TITLE III

21 RURAL DEVELOPMENT

22 OFFICE OF THE UNDER SECRETARY FOR RURAL 23 DEVELOPMENT

24 For necessary expenses of the Office of the Under
 25 Secretary for Rural Development, \$760,000.

1 RURAL DEVELOPMENT SALARIES AND EXPENSES

2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses for carrying out the adminis-
 4 tration and implementation of programs in the Rural De-
 5 velopment mission area, including activities with institu-
 6 tions concerning the development and operation of agricul-
 7 tural cooperatives; and for cooperative agreements;
 8 \$161,011,000: *Provided*, That notwithstanding any other
 9 provision of law, funds appropriated under this section
 10 may be used for advertising and promotional activities
 11 that support the Rural Development mission area: *Pro-*
 12 *vided further*, That not more than \$10,000 may be ex-
 13 pended to provide modest non-monetary awards to non-
 14 USDA employees: *Provided further*, That any balances
 15 available from prior years for the Rural Utilities Service,
 16 Rural Housing Service, and the Rural Business-Coopera-
 17 tive Service salaries and expenses accounts shall be trans-
 18 ferred to and merged with this appropriation.

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: \$24,845,666,000

1 for loans to section 502 borrowers, of which \$845,666,000
2 shall be for direct loans, and of which \$24,000,000,000
3 shall be for unsubsidized guaranteed loans; and
4 \$58,617,000 for section 515 rental housing loans.

5 For the cost of direct and guaranteed loans, including
6 the cost of modifying loans, as defined in section 502 of
7 the Congressional Budget Act of 1974, as follows:
8 \$40,000,000 for 502 direct loans; and \$20,000,000 for re-
9 pair, rehabilitation, and new construction of section 515
10 rental housing: *Provided*, That of the total amount appro-
11 priated in this paragraph, the amount equal to the amount
12 of Rural Housing Insurance Fund Program Account funds
13 allocated by the Secretary for Rural Economic Area Part-
14 nership Zones for the fiscal year 2011, shall be available
15 through June 30, 2012, for communities designated by the
16 Secretary of Agriculture as Rural Economic Area Partner-
17 ship Zones.

18 In addition, for the cost of direct loans, grants, and
19 contracts, as authorized by 42 U.S.C. 1484 and 1486,
20 \$12,500,000, to remain available until expended, for direct
21 farm labor housing loans and domestic farm labor housing
22 grants and contracts: *Provided*, That any balances avail-
23 able for the Farm Labor Program Account shall be trans-
24 ferred and merged with this account.

6 For rental assistance agreements entered into or re-
7 newed pursuant to the authority under section 521(a)(2)
8 or agreements entered into in lieu of debt forgiveness or
9 payments for eligible households as authorized by section
10 502(c)(5)(D) of the Housing Act of 1949, \$890,000,000;
11 and, in addition, such sums as may be necessary, as au-
12 thorized by section 521(e) of the Act, to liquidate debt
13 incurred prior to fiscal year 1992 to carry out the rental
14 assistance program under section 521(a)(2) of the Act:
15 *Provided*, That of this amount not less than \$1,500,000
16 is available for newly constructed units financed by section
17 515 of the Housing Act of 1949, and not less than
18 \$2,500,000 is for newly constructed units financed under
19 sections 514 and 516 of the Housing Act of 1949: *Pro-*
20 *vided further*, That rental assistance agreements entered
21 into or renewed during the current fiscal year shall be
22 funded for a one-year period: *Provided further*, That any
23 unexpended balances remaining at the end of such one-
24 year agreements may be transferred and used for the pur-
25 poses of any debt reduction; maintenance; repair; or reha-

18 For the rural housing voucher program as authorized
19 under section 542 of the Housing Act of 1949, but not-
20 withstanding subsection (b) of such section, \$11,000,000,
21 to remain available until expended, which shall be avail-
22 able for rural housing vouchers to any low-income house-
23 hold (including those not receiving rental assistance) re-
24 siding in a property financed with a section 515 loan
25 which has been prepaid after September 30, 2005: *Pro-*

1 ~~vided~~, That the amount of such voucher shall be the dif-
 2 ference between comparable market rent for the section
 3 515 unit and the tenant-paid rent for such unit: *Provided*
 4 ~~further~~, That funds made available for such vouchers shall
 5 be subject to the availability of annual appropriations:
 6 *Provided further*, That the Secretary shall, to the max-
 7 imum extent practicable, administer such vouchers with
 8 current regulations and administrative guidance applicable
 9 to section 8 housing vouchers administered by the Sec-
 10 retary of the Department of Housing and Urban Develop-
 11 ment.

12 MUTUAL AND SELF-HELP HOUSING GRANTS

13 For grants and contracts pursuant to section
 14 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
 15 1490e), \$22,000,000, to remain available until expended:
 16 *Provided*, That of the total amount appropriated under
 17 this heading, the amount equal to the amount of Mutual
 18 and Self-Help Housing Grants allocated by the Secretary
 19 for Rural Economic Area Partnership Zones for the fiscal
 20 year 2011, shall be available through June 30, 2012, for
 21 communities designated by the Secretary of Agriculture
 22 as Rural Economic Area Partnership Zones.

RURAL HOUSING ASSISTANCE GRANTS

(INCLUDING TRANSFER OF FUNDS)

For grants and contracts for very low-income housing repair made by the Rural Housing Service, as authorized by 42 U.S.C. 1474, \$32,000,000, to remain available until expended: *Provided*, That of the total amount appropriated under this heading, the amount equal to the amount of Rural Housing Assistance Grants allocated by the Secretary for Rural Economic Area Partnership Zones for the fiscal year 2011, shall be available through June 30, 2012, for communities designated by the Secretary of Agriculture as Rural Economic Area Partnership Zones.

RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For the cost of direct loans and grants for rural community facilities programs as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$18,000,000, to remain available until expended: *Provided*, That \$3,000,000 of the amount appropriated under this heading shall be available for a Rural Community Development Initiative: *Provided further*, That such funds shall be used solely to develop the capacity and ability of private, non-profit community-based housing and community development organizations, low-income rural communities, and Federally

1 Recognized Native American Tribes to undertake projects
 2 to improve housing, community facilities, community and
 3 economic development projects in rural areas: *Provided*
 4 *further*, That such funds shall be made available to quali-
 5 fied private, nonprofit and public intermediary organiza-
 6 tions proposing to carry out a program of financial and
 7 technical assistance: *Provided further*, That such inter-
 8 mediary organizations shall provide matching funds from
 9 other sources, including Federal funds for related activi-
 10 ties, in an amount not less than funds provided: *Provided*
 11 *further*, That of the amount appropriated under this head-
 12 ing, the amount equal to the amount of Rural Community
 13 Facilities Program Account funds allocated by the Sec-
 14 retary for Rural Economic Area Partnership Zones for the
 15 fiscal year 2011, shall be available through June 30, 2012,
 16 for communities designated by the Secretary of Agri-
 17 culture as Rural Economic Area Partnership Zones for the
 18 rural community programs described in section
 19 381E(d)(1) of the Consolidated Farm and Rural Develop-
 20 ment Act: *Provided further*, That sections 381E–H and
 21 381N of the Consolidated Farm and Rural Development
 22 Act are not applicable to the funds made available under
 23 this heading.

1 RURAL BUSINESS—COOPERATIVE SERVICE

2 RURAL BUSINESS PROGRAM ACCOUNT

3 (INCLUDING TRANSFERS OF FUNDS)

4 For the cost of loan guarantees and grants, for the
 5 rural business development programs authorized by sec-
 6 tions 306 and 310B and described in section 381E(d)(3)
 7 of the Consolidated Farm and Rural Development Act,
 8 \$64,500,000, to remain available until expended: *Pro-*
 9 *vided*, That of the amount appropriated under this head-
 10 ing, not to exceed \$500,000 shall be made available for
 11 a grant to a qualified national organization to provide
 12 technical assistance for rural transportation in order to
 13 promote economic development: *Provided further*, That
 14 \$2,250,000 shall be for grants to the Delta Regional Au-
 15 thority (7 U.S.C. 2009aa et seq.) for any Rural Commu-
 16 nity Advancement Program purpose as described in sec-
 17 tion 381E(d) of the Consolidated Farm and rural Develop-
 18 ment Act, of which not more than 5 percent may be used
 19 for administrative expenses: *Provided further*, That
 20 \$3,400,000 of the amount appropriated under this head-
 21 ing shall be for business grants to benefit Federally Recog-
 22 nized Native American Tribes, including \$250,000 for a
 23 grant to a qualified national organization to provide tech-
 24 nical assistance for rural transportation in order to pro-
 25 mote economic development: *Provided further*, That of the

1 amount appropriated under this heading, the amount
 2 equal to the amount of Rural Business Program Account
 3 funds allocated by the Secretary for Rural Economic Area
 4 Partnership Zones for the fiscal year 2011, shall be avail-
 5 able through June 30, 2012, for communities designated
 6 by the Secretary of Agriculture as Rural Economic Area
 7 Partnership Zones for the rural business and cooperative
 8 development programs described in section 381E(d)(3) of
 9 the Consolidated Farm and Rural Development Act: *Pro-*
 10 *vided further,* That sections 381E–H and 381N of the
 11 Consolidated Farm and Rural Development Act are not
 12 applicable to funds made available under this heading:
 13 *Provided further,* That any prior balances in the Rural De-
 14 velopment, Rural Community Advancement Program ac-
 15 count for programs authorized by sections 306 and 310B
 16 and described in section 381E(d)(3) of such Act be trans-
 17 ferred and merged with this account and any other prior
 18 balances from the Rural Development, Rural Community
 19 Advancement Program account that the Secretary deter-
 20 mines is appropriate to transfer.

21 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

22 (INCLUDING TRANSFER OF FUNDS)

23 For the principal amount of direct loans, as author-
 24 ized by the Rural Development Loan Fund (42 U.S.C.
 25 9812(a)), \$14,758,000.

1 For the cost of direct loans, \$5,000,000, as author-
2 ized by the Rural Development Loan Fund (42 U.S.C.
3 9812(a)), of which \$750,000 shall be available through
4 June 30, 2012, for Federally Recognized Native American
5 Tribes; and of which \$1,500,000 shall be available through
6 June 30, 2012, for Mississippi Delta Regional counties (as
7 determined in accordance with Public Law 100-460): *Pro-*
8 *vided*, That such costs, including the cost of modifying
9 such loans, shall be defined in section 502 of the Congres-
10 sional Budget Act of 1974: *Provided further*, That of the
11 total amount appropriated under this heading, the amount
12 equal to the amount of Rural Development Loan Fund
13 Program Account funds allocated by the Secretary for
14 Rural Economic Area Partnership Zones for the fiscal
15 year 2011, shall be available through June 30, 2012, for
16 communities designated by the Secretary of Agriculture
17 as Rural Economic Area Partnership Zones.

18 In addition, for administrative expenses to carry out
19 the direct loan programs, \$3,500,000 shall be paid to the
20 appropriation for “Rural Development, Salaries and Ex-
21 penses”.

8 Of the funds derived from interest on the cushion of
9 credit payments, as authorized by section 313 of the Rural
10 Electrification Act of 1936, \$155,000,000 shall not be ob-
11 ligated and \$155,000,000 are hereby permanently can-
12 celled.

For rural cooperative development grants authorized under section 310B(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932), \$22,500,000 of which, \$2,000,000 shall be for cooperative agreements for the appropriate technology transfer for rural areas program: *Provided*, That, not to exceed \$3,000,000 shall be for cooperatives or associations of cooperatives whose primary focus is to provide assistance to small, socially disadvantaged producers and whose governing board and/or membership is comprised of at least 75 percent socially disadvantaged members; and of which \$12,500,000, to remain available until expended, shall be for value-added ag-

1 ricultural product market development grants, as author-
 2 ized by section 231 of the Agricultural Risk Protection
 3 Act of 2000 (7 U.S.C. 1621 note).

4 RURAL ENERGY FOR AMERICA PROGRAM

5 For the cost of a program of loan guarantees and
 6 grants, under the same terms and conditions as authorized
 7 by section 9007 of the Farm Security and Rural Invest-
 8 ment Act of 2002 (7 U.S.C. 8107), \$1,300,000 (increased
 9 by \$1,000,000): *Provided*, That the cost of loan guaran-
 10 tees, including the cost of modifying such loans, shall be
 11 as defined in section 502 of the Congressional Budget Act
 12 of 1974.

13 RURAL UTILITIES SERVICE

14 RURAL WATER AND WASTE DISPOSAL PROGRAM

15 (INCLUDING TRANSFERS OF FUNDS)

16 For the cost of direct loans and grants for the rural
 17 water, waste water, waste disposal, and solid waste man-
 18 agement programs authorized by sections 306, 306A,
 19 306C, 306D, 306E, and 310B and described in sections
 20 306C(a)(2), 306D, 306E, and 381E(d)(2) of the Consoli-
 21 dated Farm and Rural Development Act, \$500,000,000,
 22 to remain available until expended, of which not to exceed
 23 \$497,000 shall be available for the rural utilities program
 24 described in section 306(a)(2)(B) of such Act, and of
 25 which not to exceed \$993,000 shall be available for the

1 rural utilities program described in section 306E of such
 2 Act: *Provided*, That \$65,000,000 of the amount appro-
 3 priated under this heading shall be for loans and grants
 4 including water and waste disposal systems grants author-
 5 ized by 306C(a)(2)(B) and 306D of the Consolidated
 6 Farm and Rural Development Act, Federally-recognized
 7 Native American Tribes authorized by 306C(a)(1), and
 8 the Department of Hawaiian Home Lands (of the State
 9 of Hawaii): *Provided further*, That funding provided for
 10 section 306D of the Consolidated Farm and Rural Devel-
 11 opment Act may be provided to a consortium formed pur-
 12 suant to section 325 of Public Law 105-83: *Provided fur-*
 13 *ther*, That not more than 2 percent of the funding pro-
 14 vided for section 306D of the Consolidated Farm and
 15 Rural Development Act may be used by the State of Alas-
 16 ka and/or by a consortium formed pursuant to section 325
 17 of Public Law 105-83 for training and technical assist-
 18 ance programs: *Provided further*, That not to exceed
 19 \$19,000,000 of the amount appropriated under this head-
 20 ing shall be for technical assistance grants for rural water
 21 and waste systems pursuant to section 306(a)(14) of such
 22 Act, unless the Secretary makes a determination of ex-
 23 treme need, of which \$3,400,000 shall be made available
 24 for a grant to a qualified non-profit multi-state regional
 25 technical assistance organization, with experience in work-

1 ing with small communities on water and waste water
 2 problems, the principal purpose of such grant shall be to
 3 assist rural communities with populations of 3,300 or less,
 4 in improving the planning, financing, development, oper-
 5 ation, and management of water and waste water systems,
 6 and of which not less than \$800,000 shall be for a quali-
 7 fied national Native American organization to provide
 8 technical assistance for rural water systems for tribal com-
 9 munities: *Provided further,* That not to exceed
 10 \$14,000,000 of the amount appropriated under this head-
 11 ing shall be for contracting with qualified national organi-
 12 zations for a circuit rider program to provide technical as-
 13 sistance for rural water systems: *Provided further,* That
 14 not to exceed \$3,400,000 shall be for solid waste manage-
 15 ment grants: *Provided further,* That of the amount appro-
 16 priated under this heading, the amount equal to the
 17 amount of Rural Water and Waste Disposal Program Ac-
 18 count funds allocated by the Secretary for Rural Economic
 19 Area Partnership Zones for the fiscal year 2011, shall be
 20 available through June 30, 2012, for communities des-
 21 ignated by the Secretary of Agriculture as Rural Economic
 22 Area Partnership Zones for the rural utilities programs
 23 described in section 381E(d)(2) of the Consolidated Farm
 24 and Rural Development Act: *Provided further,* That sec-
 25 tions 381E-H and 381N of the Consolidated Farm and

1 Rural Development Act are not applicable to the funds
 2 made available under this heading: *Provided further*, That
 3 any prior balances in the Rural Development, Rural Com-
 4 munity Advancement Program account programs author-
 5 ized by sections 306, 306A, 306C, 306D, 306E, and 310B
 6 and described in sections 306C(a)(2), 306D, 306E, and
 7 381E(d)(2) of such Act be transferred to and merged with
 8 this account and any other prior balances from the Rural
 9 Development, Rural Community Advancement Program
 10 account that the Secretary determines is appropriate to
 11 transfer.

12 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

13 LOANS PROGRAM ACCOUNT

14 (INCLUDING TRANSFER OF FUNDS)

15 The principal amount of direct and guaranteed loans
 16 as authorized by sections 305 and 306 of the Rural Elec-
 17 trification Act of 1936 (7 U.S.C. 935 and 936) shall be
 18 made as follows: 5 percent rural electrification loans,
 19 \$100,000,000; loans made pursuant to section 306 of that
 20 Act, rural electric, \$6,500,000,000; 5 percent rural tele-
 21 communications loans, \$145,000,000; cost of money rural
 22 telecommunications loans, \$250,000,000; and for loans
 23 made pursuant to section 306 of that Act, rural tele-
 24 communications loans, \$295,000,000.

7 (INCLUDING CANCELLATION OF FUNDS)

11 TITLE IV

13 OFFICE OF THE UNDER SECRETARY FOR FOOD,
14 NUTRITION AND CONSUMER SERVICES

18 FOOD AND NUTRITION SERVICE

20 ~~(INCLUDING TRANSFERS OF FUNDS)~~

•HR 2112 RS

1 tember 30, 2013, of which such sums as are made avail-
 2 able under section 14222(b)(1) of the Food, Conservation,
 3 and Energy Act of 2008 (Public Law 110–246), as
 4 amended by this Act, shall be merged with and available
 5 for the same time period and purposes as provided herein:
 6 *Provided*, That of the total amount available, \$16,516,000
 7 shall be available to carry out section 19 of the Child Nu-
 8 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
 9 *further*, That section 14222(b)(1) of the Food, Conserva-
 10 tion, and Energy Act of 2008 is amended by adding at
 11 the end before the period, “except section 21, and the
 12 Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), ex-
 13 cept sections 17 and 21”.

14 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
 15 WOMEN, INFANTS, AND CHILDREN (WIC)

16 For necessary expenses to carry out the special sup-
 17 plemental nutrition program as authorized by section 17
 18 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
 19 \$6,048,250,000, to remain available through September
 20 30, 2013: *Provided*, That notwithstanding section
 21 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.
 22 1786(h)(10)), of the amounts made available under this
 23 heading, not less than \$14,000,000 shall be used for infra-
 24 structure, not less than \$50,000,000 shall be used for
 25 management information systems, not less than

1 \$75,000,000 shall be used for breastfeeding peer coun-
 2 selors and other related activities, and not less than
 3 \$7,500,000 shall be used for breastfeeding performance
 4 awards: *Provided further*, That none of the funds provided
 5 in this account shall be available for the purchase of infant
 6 formula except in accordance with the cost containment
 7 and competitive bidding requirements specified in section
 8 17 of such Act: *Provided further*, That none of the funds
 9 provided shall be available for activities that are not fully
 10 reimbursed by other Federal Government departments or
 11 agencies unless authorized by section 17 of such Act.

12 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

13 For necessary expenses to carry out the Food and
 14 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
 15 \$71,173,308,000, of which \$3,000,000,000, to remain
 16 available through September 30, 2013, shall be placed in
 17 reserve for use only in such amounts and at such times
 18 as may become necessary to carry out program operations:
 19 *Provided*, That funds provided herein shall be expended
 20 in accordance with section 16 of the Food and Nutrition
 21 Act of 2008: *Provided further*, That this appropriation
 22 shall be subject to any work registration or workfare re-
 23 quirements as may be required by law: *Provided further*,
 24 That funds made available for Employment and Training
 25 under this heading shall remain available until expended;

1 notwithstanding section 16(h)(1) of the Food and Nutri-
 2 tion Act of 2008: *Provided further*, That of the funds made
 3 available under this heading, \$1,000,000 may be used to
 4 provide nutrition education services to state agencies and
 5 Federally recognized tribes participating in the Food Dis-
 6 tribution Program on Indian Reservations: *Provided fur-*
 7 *ther*, That funds made available under this heading may
 8 be available to enter into contracts and employ staff to
 9 conduct studies, evaluations, or to conduct activities re-
 10 lated to program integrity provided that such activities are
 11 authorized by the Food and Nutrition Act of 2008.

12 COMMODITY ASSISTANCE PROGRAM

13 For necessary expenses to carry out disaster assist-
 14 ance and the Commodity Supplemental Food Program as
 15 authorized by section 4(a) of the Agriculture and Con-
 16 sumer Protection Act of 1973 (7 U.S.C. 612e note); the
 17 Emergency Food Assistance Act of 1983; special assist-
 18 ance for the nuclear affected islands, as authorized by sec-
 19 tion 103(f)(2) of the Compact of Free Association Amend-
 20 ments Act of 2003 (Public Law 108–188); and the Farm-
 21 ers' Market Nutrition Program, as authorized by section
 22 17(m) of the Child Nutrition Act of 1966, \$192,500,000
 23 (increased by \$5,000,000), to remain available through
 24 September 30, 2013: *Provided*, That none of these funds
 25 shall be available to reimburse the Commodity Credit Cor-

1 poration for commodities donated to the program: *Pro-*
 2 *vided further*, That notwithstanding any other provision
 3 of law, effective with funds made available in fiscal year
 4 2012 to support the Seniors Farmers' Market Nutrition
 5 Program, as authorized by section 4402 of the Farm Se-
 6 curity and Rural Investment Act of 2002, such funds shall
 7 remain available through September 30, 2013: *Provided*
 8 *further*, That of the funds made available under section
 9 27(a) of the Food and Nutrition Act of 2008 (7 U.S.C.
 10 2036(a)), the Secretary may use up to 10 percent for costs
 11 associated with the distribution of commodities.

12 NUTRITION PROGRAMS ADMINISTRATION

13 For necessary administrative expenses of the Food
 14 and Nutrition Service for carrying out any domestic nutri-
 15 tion assistance program, \$125,000,000: *Provided*, That of
 16 the funds provided herein, \$1,500,000 shall be used for
 17 the purposes of section 4404 of Public Law 107–171, as
 18 amended by section 4401 of Public Law 110–246.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS
4 FOREIGN AGRICULTURAL SERVICE
5 SALARIES AND EXPENSES
6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses of the Foreign Agricultural
8 Service, including not to exceed \$158,000 for representa-
9 tion allowances and for expenses pursuant to section 8 of
10 the Act approved August 3, 1956 (7 U.S.C. 1766),
11 \$175,000,000 (reduced by \$2,500,000): *Provided*, That
12 the Service may utilize advances of funds, or reimburse
13 this appropriation for expenditures made on behalf of Fed-
14 eral agencies, public and private organizations and institu-
15 tions under agreements executed pursuant to the agricul-
16 tural food production assistance programs (7 U.S.C.
17 1737) and the foreign assistance programs of the United
18 States Agency for International Development: *Provided*
19 *further*, That funds made available for middle-income
20 country training programs, funds made available for the
21 Borlaug International Agricultural Science and Tech-
22 nology Fellowship program, and up to \$2,000,000 of the
23 Foreign Agricultural Service appropriation solely for the
24 purpose of offsetting fluctuations in international currency
25 exchange rates, subject to documentation by the Foreign

1 Agricultural Service, shall remain available until ex-
 2 pended.

3 ~~FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD~~
 4 ~~FOR PROGRESS PROGRAM ACCOUNT~~
 5 ~~(INCLUDING TRANSFERS OF FUNDS)~~

6 For administrative expenses to carry out the credit
 7 program of title I, Food for Peace Act (Public Law 83-
 8 480) and the Food for Progress Act of 1985, \$2,385,000,
 9 which shall be paid to the appropriation for "Farm Service
 10 Agency, Salaries and Expenses": *Provided*, That funds
 11 made available for the cost of agreements under title I
 12 of the Agricultural Trade Development and Assistance Act
 13 of 1954 and for title I ocean freight differential may be
 14 used interchangeably between the two accounts with prior
 15 notice to the Committees on Appropriations of both
 16 Houses of Congress.

17 ~~FOOD FOR PEACE TITLE II GRANTS~~

18 For expenses during the current fiscal year, not oth-
 19 erwise recoverable, and unrecovered prior years' costs, in-
 20 cluding interest thereon, under the Food for Peace Act
 21 (Public Law 83-480, as amended), for commodities sup-
 22 plied in connection with dispositions abroad under title II
 23 of said Act, \$1,040,198,000, to remain available until ex-
 24 pended.

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

For administrative expenses to carry out the Commodity Credit Corporation's export guarantee program; GSM 102 and GSM 103, \$6,820,000; to cover common overhead expenses as permitted by section 11 of the Commodity Credit Corporation Charter Act and in conformity with the Federal Credit Reform Act of 1990, of which \$6,465,000 shall be paid to the appropriation for "Foreign Agricultural Service, Salaries and Expenses", and of which \$355,000 shall be paid to the appropriation for "Farm Service Agency, Salaries and Expenses".

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

For necessary expenses to carry out the provisions of section 3107 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o-1), \$180,000,000, to remain available until expended: *Provided*, That the Commodity Credit Corporation is authorized to provide the services, facilities, and authorities for the purpose of implementing such section, subject to reimbursement from amounts provided herein.

1 TITLE VI
2 RELATED AGENCIES AND FOOD AND DRUG
3 ADMINISTRATION
4 DEPARTMENT OF HEALTH AND HUMAN SERVICES
5 FOOD AND DRUG ADMINISTRATION
6 SALARIES AND EXPENSES
7 For necessary expenses of the Food and Drug Ad-
8 ministration, including hire and purchase of passenger
9 motor vehicles; for payment of space rental and related
10 costs pursuant to Public Law 92-313 for programs and
11 activities of the Food and Drug Administration which are
12 included in this Act; for rental of special purpose space
13 in the District of Columbia or elsewhere; for miscellaneous
14 and emergency expenses of enforcement activities, author-
15 ized and approved by the Secretary and to be accounted
16 for solely on the Secretary's certificate, not to exceed
17 \$25,000; and notwithstanding section 521 of Public Law
18 107-188; \$3,654,148,000: *Provided*, That of the amount
19 provided under this heading, \$856,041,000 shall be de-
20 rived from prescription drug user fees authorized by 21
21 U.S.C. 379h, and shall be credited to this account and
22 remain available until expended; and shall not include any
23 fees pursuant to 21 U.S.C. 379h(a)(2) and (a)(3) assessed
24 for fiscal year 2013 but collected in fiscal year 2012;
25 \$67,118,000 shall be derived from medical device user fees

1 authorized by 21 U.S.C. 379j, and shall be credited to this
2 account and remain available until expended; \$21,768,000
3 shall be derived from animal drug user fees authorized by
4 section 740 of the Federal Food, Drug, and Cosmetic Act
5 (21 U.S.C. 379j-12), and shall be credited to this account
6 and remain available until expended; \$5,706,000 shall be
7 derived from animal generic drug user fees authorized by
8 section 741 of the Federal Food, Drug, and Cosmetic Act
9 (21 U.S.C. 379j-21), and shall be credited to this account
10 and shall remain available until expended; and
11 \$477,000,000 shall be derived from tobacco product user
12 fees authorized by 21 U.S.C. 387s and shall be credited
13 to this account and remain available until expended;
14 \$12,364,000 shall be derived from food and feed recall
15 fees authorized by section 743 of the Federal Food, Drug,
16 and Cosmetic Act (Public Law 75-717), as amended by
17 the Food Safety Modernization Act (Public Law 111-
18 353), and shall be credited to this account and remain
19 available until expended; \$14,700,000 shall be derived
20 from food reinspection fees authorized by section 743 of
21 the Federal Food, Drug, and Cosmetic Act (Public Law
22 75-717), as amended by the Food Safety Modernization
23 Act (Public Law 111-353), and shall be credited to this
24 account and remain available until expended; and
25 \$36,000,000 shall be derived from voluntary qualified im-

1 porter program fees authorized by section 743 of the Fed-
 2 eral Food, Drug, and Cosmetic Act (Public Law 75-717),
 3 as amended by the Food Safety Modernization Act (Public
 4 Law 111-353), and shall be credited to this account and
 5 remain available until expended: *Provided further*, That
 6 fees derived from prescription drug, medical device, animal
 7 drug, animal generic drug, and tobacco product assess-
 8 ments for fiscal year 2012 received during fiscal year
 9 2012, including any such fees assessed prior to fiscal year
 10 2012 but credited for fiscal year 2012, shall be subject
 11 to the fiscal year 2012 limitations: *Provided further*, That
 12 in addition and notwithstanding any other provision under
 13 this heading, amounts collected for prescription drug user
 14 fees that exceed the fiscal year 2012 limitation are appro-
 15 priated and shall be credited to this account and remain
 16 available until expended: *Provided further*, That of the
 17 total amount appropriated: (1) \$799,820,000 shall be for
 18 the Center for Food Safety and Applied Nutrition and re-
 19 lated field activities in the Office of Regulatory Affairs;
 20 (2) \$1,031,205,000 shall be for the Center for Drug Eval-
 21 uation and Research and related field activities in the Of-
 22 fice of Regulatory Affairs; (3) \$327,651,000 shall be for
 23 the Center for Biologics Evaluation and Research and for
 24 related field activities in the Office of Regulatory Affairs;
 25 (4) \$157,874,000 shall be for the Center for Veterinary

1 Medicine and for related field activities in the Office of
2 Regulatory Affairs; (5) \$321,171,000 shall be for the Cen-
3 ter for Devices and Radiological Health and for related
4 field activities in the Office of Regulatory Affairs; (6)
5 \$51,461,000 shall be for the National Center for Toxi-
6 cological Research; (7) \$454,751,000 shall be for the Cen-
7 ter for Tobacco Products and for related field activities
8 in the Office of Regulatory Affairs; (8) not to exceed
9 \$124,273,000 shall be for Rent and Related activities, of
10 which \$37,073,000 is for White Oak Consolidation, other
11 than the amounts paid to the General Services Adminis-
12 tration for rent; (9) not to exceed \$177,130,000 shall be
13 for payments to the General Services Administration for
14 rent; and (10) \$208,812,000 shall be for other activities,
15 including the Office of the Commissioner; the Office of
16 Foods; the Office of the Chief Scientist; the Office of Pol-
17 icy, Planning and Budget; the Office of International Pro-
18 grams; the Office of Administration; and central services
19 for these offices: *Provided further*, That not to exceed
20 \$25,000 of this amount shall be for official reception and
21 representation expenses, not otherwise provided for, as de-
22 termined by the Commissioner: *Provided further*, That
23 funds may be transferred from one specified activity to
24 another with the prior approval of the Committees on Ap-
25 propriations of both Houses of Congress.

1 In addition, mammography user fees authorized by
2 42 U.S.C. 263b, export certification user fees authorized
3 by 21 U.S.C. 381, and priority review user fees authorized
4 by 21 U.S.C. 360n may be credited to this account, to
5 remain available until expended.

6 BUILDINGS AND FACILITIES

7 For plans, construction, repair, improvement, exten-
8 sion, alteration, and purchase of fixed equipment or facili-
9 ties of or used by the Food and Drug Administration,
10 where not otherwise provided, \$8,788,000, to remain
11 available until expended.

12 INDEPENDENT AGENCIES

13 COMMODITY FUTURES TRADING COMMISSION

14 For necessary expenses to carry out the provisions
15 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
16 cluding the purchase and hire of passenger motor vehicles,
17 and the rental of space (to include multiple year leases)
18 in the District of Columbia and elsewhere, \$171,930,000,
19 to remain available until September 30, 2013, including
20 not to exceed \$3,000 for official reception and representa-
21 tion expenses, and not to exceed \$25,000 for the expenses
22 for consultations and meetings hosted by the Commission
23 with foreign governmental and other regulatory officials.

1 FARM CREDIT ADMINISTRATION

2 LIMITATION ON ADMINISTRATIVE EXPENSES

3 Not to exceed \$62,000,000 (from assessments col-
 4 lected from farm credit institutions, including the Federal
 5 Agricultural Mortgage Corporation) shall be obligated
 6 during the current fiscal year for administrative expenses
 7 as authorized under 12 U.S.C. 2249: *Provided*, That this
 8 limitation shall not apply to expenses associated with re-
 9 ceiverships.

10 TITLE VII

11 GENERAL PROVISIONS

12 (INCLUDING CANCELLATIONS, RECISSIONS AND
 13 TRANSFERS OF FUNDS)

14 SEC. 701. Within the unit limit of cost fixed by law,
 15 appropriations and authorizations made for the Depart-
 16 ment of Agriculture for the current fiscal year under this
 17 Act shall be available for the purchase, in addition to those
 18 specifically provided for, of not to exceed 461 passenger
 19 motor vehicles, of which 456 shall be for replacement only,
 20 and for the hire of such vehicles.

21 SEC. 702. The Secretary of Agriculture may transfer
 22 unobligated balances of discretionary funds appropriated
 23 by this Act or other available unobligated discretionary
 24 balances of the Department of Agriculture to the Working
 25 Capital Fund for the acquisition of plant and capital

1 equipment necessary for the delivery of financial, adminis-
2 trative, and information technology services of primary
3 benefit to the agencies of the Department of Agriculture:
4 *Provided*, That none of the funds made available by this
5 Act or any other Act shall be transferred to the Working
6 Capital Fund without the prior notification to the agency
7 administrator: *Provided further*, That none of the funds
8 transferred to the Working Capital Fund pursuant to this
9 section shall be available for obligation without the prior
10 notification to the Committees on Appropriations of both
11 Houses of Congress: *Provided further*, That of annual in-
12 come amounts in the Working Capital Fund of the De-
13 partment of Agriculture allocated for the National Fi-
14 nance Center, the Secretary may reserve not more than
15 4 percent for the replacement or acquisition of capital
16 equipment, including equipment for the improvement and
17 implementation of a financial management plan, informa-
18 tion technology, and other systems of the National Fi-
19 nance Center or to pay any unforeseen, extraordinary cost
20 of the National Finance Center: *Provided further*, That
21 none of the amounts reserved shall be available for obliga-
22 tion unless the Secretary submits notification of the obli-
23 gation to the Committees on Appropriations of the House
24 of Representatives and the Senate: *Provided further*, That
25 the limitation on the obligation of funds pending notifica-

1 tion to Congressional Committees shall not apply to any
2 obligation that, as determined by the Secretary, is nec-
3 essary to respond to a declared state of emergency that
4 significantly impacts the operations of the National Fi-
5 nance Center; or to evacuate employees of the National
6 Finance Center to a safe haven to continue operations of
7 the National Finance Center.

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

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

23 SEC. 705. Appropriations to the Department of Agri-
24 culture for the cost of direct and guaranteed loans made
25 available in the current fiscal year shall remain available

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

6 SEC. 706. None of the funds appropriated by this Act
7 may be used to carry out section 410 of the Federal Meat
8 Inspection Act (21 U.S.C. 679a) or section 30 of the Poul-
9 try Products Inspection Act (21 U.S.C. 471).

10 SEC. 707. None of the funds made available to the
11 Department of Agriculture by this Act may be used to ac-
12 quire new information technology systems or significant
13 upgrades, as determined by the Office of the Chief Infor-
14 mation Officer, without the approval of the Chief Informa-
15 tion Officer and the concurrence of the Executive Informa-
16 tion Technology Investment Review Board: *Provided*, That
17 notwithstanding any other provision of law, none of the
18 funds appropriated or otherwise made available by this
19 Act may be transferred to the Office of the Chief Informa-
20 tion Officer unless prior notification has been transmitted
21 to the Committees on Appropriations of both Houses of
22 Congress: *Provided further*, That none of the funds avail-
23 able to the Department of Agriculture for information
24 technology shall be obligated for projects over \$25,000

1 prior to receipt of written approval by the Chief Informa-
2 tion Officer.

3 ~~SEC. 708. Funds made available under section 1240I~~
4 ~~and section 1241(a) of the Food Security Act of 1985 and~~
5 ~~section 524(b) of the Federal Crop Insurance Act (7~~
6 ~~U.S.C. 1524(b)) in the current fiscal year shall remain~~
7 ~~available until expended to disburse obligations made in~~
8 ~~the current fiscal year.~~

9 ~~SEC. 709. Notwithstanding any other provision of~~
10 ~~law, any former RUS borrower that has repaid or prepaid~~
11 ~~an insured, direct or guaranteed loan under the Rural~~
12 ~~Electrification Act of 1936, or any not-for-profit utility~~
13 ~~that is eligible to receive an insured or direct loan under~~
14 ~~such Act, shall be eligible for assistance under section~~
15 ~~313(b)(2)(B) of such Act in the same manner as a bor-~~
16 ~~rower under such Act.~~

17 ~~SEC. 710. Notwithstanding any other provision of~~
18 ~~law, for the purposes of a grant under section 412 of the~~
19 ~~Agricultural Research, Extension, and Education Reform~~
20 ~~Act of 1998, none of the funds in this or any other Act~~
21 ~~may be used to prohibit the provision of in-kind support~~
22 ~~from non-Federal sources under section 412(e)(3) of such~~
23 ~~Act in the form of unrecovered indirect costs not otherwise~~
24 ~~charged against the grant, consistent with the indirect~~
25 ~~rate of cost approved for a recipient.~~

1 SEC. 711. Except as otherwise specifically provided
2 by law, unobligated balances remaining available at the
3 end of the fiscal year from appropriations made available
4 for salaries and expenses in this Act for the Farm Service
5 Agency and the Rural Development mission area, shall re-
6 main available through September 30, 2013, for informa-
7 tion technology expenses.

8 SEC. 712. The Secretary of Agriculture may author-
9 ize a State agency to use funds provided in this Act to
10 exceed the maximum amount of liquid infant formula
11 specified in 7 CFR 246.10 when issuing liquid infant for-
12 mula to participants.

13 SEC. 713. None of the funds appropriated or other-
14 wise made available by this Act may be used for first-class
15 travel by the employees of agencies funded by this Act in
16 contravention of sections 301–10.122 through 301–10.124
17 of title 41, Code of Federal Regulations.

18 SEC. 714. In the case of each program established
19 or amended by the Food, Conservation, and Energy Act
20 of 2008 (Public Law 110–246), other than by title I or
21 subtitle A of title III of such Act, that is authorized or
22 required to be carried out using funds of the Commodity
23 Credit Corporation—

24 (1) such funds shall be available for salaries
25 and related administrative expenses, including tech-

1 nical assistance, associated with the implementation
 2 of the program, without regard to the limitation on
 3 the total amount of allotments and fund transfers
 4 contained in section 11 of the Commodity Credit
 5 Corporation Charter Act (15 U.S.C. 714i); and

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

11 SEC. 715. In carrying out subsection (h) of section
 12 502 of the Housing Act of 1949, the Secretary may use
 13 the authority described in subsections (h) and (j) of sec-
 14 tion 538 of such Act.

15 SEC. 716. Clause (ii) of section 524(b)(4)(B) of the
 16 Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)) is
 17 amended—

18 (1) in the heading, by striking “fiscal years
 19 2008 through 2012” and inserting “certain fiscal
 20 years”; and

21 (2) in the text, by striking “2012” and insert-
 22 ing “2014”.

23 SEC. 717. Appropriations to the Department of Agri-
 24 culture made available in fiscal years 2005, 2006, and
 25 2007 to carry out section 601 of the Rural Electrification

1 Act of 1936 (7 U.S.C. 950bb) for the cost of direct loans
 2 shall remain available until expended to disburse valid ob-
 3 ligations made in fiscal years 2005, 2006, 2007, and
 4 2008.

5 SEC. 718. None of the funds appropriated or other-
 6 wise made available by this Act or any other Act shall
 7 be used to pay the salaries and expenses of personnel to
 8 carry out a program under subsection (b)(2)(A)(iv) of sec-
 9 tion 14222 of Public Law 110-246 in excess of
 10 \$948,000,000, as follows: Child Nutrition Programs Enti-
 11 tlement Commodities - \$465,000,000; State Option Con-
 12 tract - \$5,000,000; Removal of Defective Commodities -
 13 \$2,500,000; Disaster Relief - \$5,000,000; Additional
 14 Fruits, Vegetables, and Nuts Purchases -\$206,000,000;
 15 Fresh Fruit and Vegetable Program - \$20,000,000; Esti-
 16 mated Future Needs - \$196,713,000; and, Administrative
 17 Funds - \$47,787,000: *Provided*, That none of the funds
 18 made available in this Act or any other Act shall be used
 19 for salaries and expenses to carry out section 19(i)(1)(E)
 20 of the Richard B. Russell National School Lunch Act as
 21 amended by section 4304 of Public Law 110-246 in excess
 22 of \$20,000,000, including the transfer of funds under sub-
 23 section (e) of section 14222 of Public Law 110-246, until
 24 October 1, 2012: *Provided further*, That \$133,000,000
 25 made available on October 1, 2012, to carry out section

1 ~~19(i)(1)(E)~~ of the Richard B. Russell National School
 2 Lunch Act as amended by section 4304 of Public Law
 3 ~~110-246~~ shall be excluded from the limitation described
 4 in subsection (b)(2)(A)(v) of section ~~14222~~ of Public Law
 5 ~~110-246~~: *Provided further*, That none of the funds appro-
 6 priated or otherwise made available by this or any other
 7 Act shall be used to pay the salaries or expenses of any
 8 employee of the Department of Agriculture or officer of
 9 the Commodity Credit Corporation to carry out clause (3)
 10 of section 32 of the Act of August 24, 1935 (7 U.S.C.
 11 612e), or for any surplus removal activities or price sup-
 12 port activities under section 5 of the Commodity Credit
 13 Corporation Charter Act: *Provided further*, That of the
 14 available unobligated balances under (b)(2)(A)(iv) of sec-
 15 tion ~~14222~~ of Public Law ~~110-246~~, \$150,000,000 are
 16 hereby rescinded.

17 SEC. 719. Of the funds made available by this Act,
 18 not more than \$1,800,000 shall be used to cover necessary
 19 expenses of activities related to all advisory committees,
 20 panels, commissions, and task forces of the Department
 21 of Agriculture, except for panels used to comply with nego-
 22 tiated rule makings and panels used to evaluate competi-
 23 tively awarded grants.

24 SEC. 720. None of the funds in this Act shall be avail-
 25 able to pay indirect costs charged against any agricultural

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

12 SEC. 721. None of the funds made available by this
 13 or any other Act may be used to write, prepare, develop,
 14 or publish a final rule or an interim final rule in further-
 15 ance of, or otherwise to implement, the proposed rule enti-
 16 tled “Implementation of Regulations Required Under Title
 17 XI of the Food, Conservation, and Energy Act of 2008;
 18 Conduct in Violation of the Act” (75 Fed. Reg. 35338
 19 (June 22, 2010)).

20 SEC. 722. The unobligated balances available for the
 21 Natural Resources Conservation Service, Forestry Incen-
 22 tives Program, as identified by Treasury Appropriation
 23 Fund Symbol 12X3336, \$5,500,000 are rescinded, and
 24 the unobligated balances available for the Natural Re-
 25 sources Conservation Service, Great Plains Conservation

1 Program, as identified by Treasury Appropriation Fund
 2 Symbol 12X2268, \$500,000 are rescinded.

3 SEC. 723. Of the unobligated balances provided pur-
 4 suant to section 16(h)(1)(A) of the Food and Nutrition
 5 Act of 2008, \$11,000,000 is hereby rescinded.

6 SEC. 724. Section 1238E(a) of the Food Security Act
 7 of 1985 (16 U.S.C. 3838e(a)) is amended by striking
 8 “2012” and inserting “2014”.

9 SEC. 725. (a) Section 1240B(a) of the Food Security
 10 Act of 1985 (16 U.S.C. 3839aa–2(a)) is amended by strik-
 11 ing “2012” and inserting “2014”.

12 (b) Section 1241(a)(6)(E) of the Food Security Act
 13 of 1985 (16 U.S.C. 3841(a)(6)(E)) is amended by striking
 14 “fiscal year 2012” and inserting “each of fiscal years
 15 2012 through 2014”.

16 SEC. 726. Section 1241(a) of the Food Security Act
 17 of 1985 (16 U.S.C. 3841(a)) is amended—

18 (1) in the matter preceding paragraph (1), by
 19 striking “2012,” and inserting “2012 (and fiscal
 20 year 2014 in the case of the programs specified in
 21 paragraphs (3)(B), (4), (6), and (7)),”; and

22 (2) in paragraph (4)(E), by striking “fiscal year
 23 2012” and inserting “each of fiscal years 2012
 24 through 2014”.

1 SEC. 727. Section 1241(a)(7)(D) of the Food Secu-
 2 rity Act of 1985 (16 U.S.C. 3841(a)(7)(D)) is amended
 3 by striking “2012” and inserting “2014”.

4 SEC. 728. None of the funds appropriated or other-
 5 wise made available by this or any other Act shall be used
 6 to pay the salaries and expenses of personnel to carry out
 7 the following:

8 (1) The Conservation Stewardship Program au-
 9 thorized by sections 1238D–1238G of the Food Se-
 10 curity of Act 1985 (16 U.S.C. 3838d–3838g) in ex-
 11 cess of \$634,000,000.

12 (2) The Watershed Rehabilitation program au-
 13 thorized by section 14(h) of the Watershed Protec-
 14 tion and Flood Prevention Act (16 U.S.C. 1012(h)).

15 (3) The Environmental Quality Incentives Pro-
 16 gram as authorized by sections 1241–1240H of the
 17 Food Security Act of 1985 (16 U.S.C. 3839aa–
 18 3839aa-8) in excess of \$1,400,000,000.

19 (4) The Farmland Protection Program as au-
 20 thorized by section 1238I of the Food Security Act
 21 of 1985 (16 U.S.C. 3838i) in excess of
 22 \$150,000,000.

23 (5) The Grassland Reserve Program as author-
 24 ized by sections 1238O–1238Q of the Food Security

1 Act of 1985 (~~16 U.S.C. 3838o–3838q~~) in excess of
2 209,000 acres in fiscal year 2012.

3 ~~(6) The Wetlands Reserve Program authorized~~
4 ~~by sections 1237–1237f of the Food Security Act of~~
5 ~~1985 (16 U.S.C. 3837–3837f) to enroll in excess of~~
6 ~~185,800 acres in fiscal year 2012.~~

7 ~~(7) The Wildlife Habitat Incentives Act author-~~
8 ~~ized by section 1240N of the Food Security Act of~~
9 ~~1985 (16 U.S.C. 3839bb–1)) in excess of~~
10 ~~\$50,000,000.~~

11 ~~(8) The Voluntary Public Access and Habitat~~
12 ~~Incentives Program authorized by section 1240R of~~
13 ~~the Food Security Act of 1985 (16 U.S.C. 3839bb–~~
14 ~~5).~~

15 ~~(9) The Biomass Crop Assistance Program au-~~
16 ~~thorized by section 9011 of the Farm Security and~~
17 ~~Rural Investment Act of 2002 (7 U.S.C. 8111).~~

18 ~~(10) The Bioenergy Program for Advanced~~
19 ~~Biofuels authorized by section 9005 of the Farm Se-~~
20 ~~curity and Rural Investment Act of 2002 (7 U.S.C.~~
21 ~~8105) in excess of \$55,000,000.~~

22 ~~(11) The Rural Energy for America Program~~
23 ~~authorized by section 9007 of the Farm Security~~
24 ~~and Rural Investment Act of 2002 (7 U.S.C. 8107).~~

1 ~~(12) The Rural Microentrepreneur Assistance~~
 2 ~~Program authorized by section 6022 of the Farm~~
 3 ~~Security and Rural Investment Act of 2002 (7~~
 4 ~~U.S.C. 2008s).~~

5 ~~(13) Section 508(d)(3) of the Federal Crop In-~~
 6 ~~surance Act (7 U.S.C. 1508(d)(3)) to provide a per-~~
 7 ~~formance-based premium discount in the crop insur-~~
 8 ~~ance program.~~

9 ~~(14) Agricultural Management Assistance Pro-~~
 10 ~~gram as authorized by section 524 of the Federal~~
 11 ~~Crop Insurance Act, as amended (7 U.S.C. 1524) in~~
 12 ~~excess of \$2,500,000 for the Natural Resources con-~~
 13 ~~servation Service.~~

14 ~~SEC. 729. The funds made available in Public Law~~
 15 ~~111-344 through February 12, 2012 for trade adjustment~~
 16 ~~for farmers are hereby rescinded.~~

17 ~~SEC. 730. None of the funds appropriated or other-~~
 18 ~~wise made available by this Act shall be used to pay the~~
 19 ~~salaries and expenses of personnel to carry out the emer-~~
 20 ~~gency food assistance program authorized by section 27(a)~~
 21 ~~of the Food and Nutrition Stamp Act of 2008 (7 U.S.C.~~
 22 ~~2036(a)) if such program exceeds \$200,000,000.~~

23 ~~SEC. 731. (a) CLOSURE AND CONVEYANCE OF AGRI-~~
 24 ~~CULTURAL RESEARCH SERVICE FACILITIES.—The Sec-~~
 25 ~~retary of Agriculture may close up to 10 facilities of the~~

1 Agricultural Research Service, as proposed in the budget
 2 of the President for fiscal year 2012 submitted to Con-
 3 gress pursuant to section ~~1105~~ of title 31, United States
 4 Code.

5 (b) CONVEYANCE AUTHORITY.—With respect to an
 6 Agricultural Research Service facility to be closed pursu-
 7 ant to subsection (a), the Secretary of Agriculture may
 8 convey, with or without consideration, all right, title, and
 9 interest of the United States in and to any real property,
 10 including improvements and equipment thereon, of the fa-
 11 cility to an eligible entity specified in subsection (c). If
 12 the Agricultural Research Service facility consists of more
 13 than one parcel of real property, the Secretary may convey
 14 each parcel separately and to different eligible entities.

15 (c) ENTITIES.—The following entities are eligible to
 16 receive real property under subsection (b):

17 (1) Land-grant colleges and universities (as de-
 18 fined in section ~~1404(13)~~ of the National Agricul-
 19 tural Research, Extension, and Teaching Policy Act
 20 of 1977 (7 U.S.C. ~~3103(13)~~).

21 (2) ~~1994~~ Institutions (as defined in section ~~532~~
 22 of the Equity in Educational Land-Grant Status Act
 23 of 1994 (7 U.S.C. 301 note; Public Law 103–382)).

24 (3) Hispanic-serving agricultural colleges and
 25 universities (as defined in section ~~1404(10)~~ of the

1 National Agricultural Research, Extension, and
 2 Teaching Policy Act of 1977 (7 U.S.C. 3103(10)).

3 (d) CONDITIONS ON RECEIPT.—As a condition of the
 4 conveyance of real property under subsection (b), the re-
 5 cipient of the property must—

6 (1) be located in the same State or territory of
 7 the United States in which the property is located;
 8 and

9 (2) agree to accept and use the property for ag-
 10 ricultural and natural resources research for a min-
 11 imum of 25 years.

12 SEC. 732. Section 9 of the Richard B. Russell Na-
 13 tional School Lunch Act (42 U.S.C. 1758) is amended by
 14 adding at the end the following:

15 “(1) FOOD DONATION PROGRAM.—

16 “(1) IN GENERAL.—Each school and local edu-
 17 cational agency participating in the school lunch
 18 program under this Act may donate any food not
 19 consumed under such program to eligible local food
 20 banks or charitable organizations.

21 “(2) GUIDANCE.—

22 “(A) IN GENERAL.—Not later than 180
 23 days after the date of the enactment of this
 24 subsection, the Secretary shall develop and pub-
 25 lish guidance to schools and local educational

1 agencies participating in the school lunch pro-
 2 gram under this Act to assist such schools and
 3 local educational agencies in donating food
 4 under this subsection.

5 “(B) ~~UPDATES.~~—The Secretary shall up-
 6 date such guidance as necessary.

7 “(3) ~~LIABILITY.~~—Any school or local edu-
 8 cational agency making donations pursuant to this
 9 subsection shall be exempt from civil and criminal li-
 10 ability to the extent provided under the Bill Emer-
 11 son Good Samaritan Food Donation Act (42 U.S.C.
 12 1791).

13 “(4) ~~DEFINITION.~~—In this subsection, the term
 14 ‘eligible local food banks or charitable organizations’
 15 means any food bank or charitable organization
 16 which is exempt from tax under section 501(c)(3) of
 17 the Internal Revenue Code of 1986 (26 U.S.C.
 18 501(c)(3)).”.

19 ~~SEC. 733.~~ Notwithstanding this Act or any other Act,
 20 of the unobligated balances available to the Department
 21 of Agriculture from prior appropriations, with the excep-
 22 tion of Rural Development and Domestic Food Programs,
 23 \$63,000,000 in appropriated discretionary funds are here-
 24 by rescinded: *Provided*, That no amounts may be re-
 25 scinded from amounts that were designated by the Con-

1 gress as an emergency requirement pursuant to the Con-
2 current Resolution on the Budget or the Balanced Budget
3 and Emergency Deficit Control Act of 1985, as amended.

4 ~~SEC. 734.~~ None of the funds appropriated or other-
5 wise made available to the Department of Agriculture or
6 the Food and Drug Administration shall be used to trans-
7 mit or otherwise make available to any non-Department
8 of Agriculture or non-Department of Health and Human
9 Services employee questions or responses to questions that
10 are a result of information requested for the appropria-
11 tions hearing process.

12 ~~SEC. 735.~~ (a) None of the funds provided by this Act,
13 or provided by previous Appropriations Acts to the agen-
14 cies funded by this Act that remain available for obligation
15 or expenditure in the current fiscal year, or provided from
16 any accounts in the Treasury of the United States derived
17 by the collection of fees available to the agencies funded
18 by this Act, shall be available for obligation or expenditure
19 through a reprogramming of funds, or in the case of the
20 Department of Agriculture, through use of the authority
21 provided by section 702(b) of the Department of Agri-
22 culture Organic Act of 1944 (7 U.S.C. 2257) or section
23 8 of Public Law 89–106 (7 U.S.C. 2263), that—

24 (1) creates new programs;

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

1 ~~(3) increases funds or personnel by any means~~
2 ~~for any project or activity for which funds have been~~
3 ~~denied or restricted;~~

4 ~~(4) relocates an office or employees;~~

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

6 ~~or~~

7 ~~(6) contracts out or privatizes any functions or~~
8 ~~activities presently performed by Federal employees;~~
9 ~~unless the Secretary of Agriculture, the Secretary of~~
10 ~~Health and Human Services, or the Chairman of the Com-~~
11 ~~modity Futures Trading Commission (as the case may be)~~
12 ~~notifies, in writing, the Committees on Appropriations of~~
13 ~~both Houses of Congress at least 30 days in advance of~~
14 ~~the reprogramming of such funds or the use of such au-~~
15 ~~thority.~~

16

17 ~~(b) None of the funds provided by this Act, or pro-~~
18 ~~vided by previous Appropriations Acts to the agencies~~
19 ~~funded by this Act that remain available for obligation or~~
20 ~~expenditure in the current fiscal year, or provided from~~
21 ~~any accounts in the Treasury of the United States derived~~
22 ~~by the collection of fees available to the agencies funded~~
23 ~~by this Act, shall be available for obligation or expenditure~~
24 ~~for activities, programs, or projects through a reprogram-~~
25 ~~ming or use of the authorities referred to in subsection~~

1 (a) involving funds in excess of \$500,000 or 10 percent,
2 whichever is less, that—

3 (1) augments existing programs, projects, or ac-
4 tivities;

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

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

19 (c) The Secretary of Agriculture, the Secretary of
20 Health and Human Services, or the Chairman of the Com-
21 modity Futures Trading Commission shall notify the Com-
22 mittees on Appropriations of both Houses of Congress be-
23 fore implementing any program or activity not carried out
24 during the previous fiscal year unless the program or ac-

1 tivity is funded by this Act or specifically funded by any
2 other Act.

3 ~~SEC. 736.~~ None of the funds appropriated by this or
4 any other Act shall be used to pay the salaries and ex-
5 penses of personnel who prepare or submit appropriations
6 language as part of the President's Budget submission to
7 the Congress of the United States for programs under the
8 jurisdiction of the Appropriations Subcommittees on Agri-
9 culture, Rural Development, Food and Drug Administra-
10 tion, and Related Agencies that assumes revenues or re-
11 flects a reduction from the previous year due to user fees
12 proposals that have not been enacted into law prior to the
13 submission of the Budget unless such Budget submission
14 identifies which additional spending reductions should
15 occur in the event the user fees proposals are not enacted
16 prior to the date of the convening of a committee of con-
17 ference for the fiscal year 2013 appropriations Act.

18 ~~SEC. 737.~~ Unless otherwise authorized by existing
19 law, none of the funds provided in this Act, may be used
20 by an executive branch agency to produce any pre-
21 packaged news story intended for broadcast or distribution
22 in the United States unless the story includes a clear noti-
23 fication within the text or audio of the prepackaged news
24 story that the prepackaged news story was prepared or
25 funded by that executive branch agency.

1 ~~SEC. 738.~~ No employee of the Department of Agri-
 2 culture may be detailed or assigned from an agency or
 3 office funded by this act to any other agency or office of
 4 the Department for more than 30 days unless the individ-
 5 ual's employing agency or office is fully reimbursed by the
 6 receiving agency or office for the salary and expenses of
 7 the employee for the period of assignment.

8 ~~SEC. 739.~~ None of the funds made available in this
 9 Act may be used to pay the salaries or expenses of per-
 10 sonnel to—

11 (1) inspect horses under section 3 of the Fed-
 12 eral Meat Inspection Act (~~21 U.S.C. 603~~);

13 (2) inspect horses under section 903 of the
 14 Federal Agriculture Improvement and Reform Act of
 15 1996 (~~7 U.S.C. 1901 note; Public Law 104-127~~); or

16 (3) implement or enforce section 352.19 of title
 17 9, Code of Federal Regulations.

18 ~~SEC. 740.~~ None of the funds made available by this
 19 Act may be used to enter into a contract, memorandum
 20 of understanding, or cooperative agreement with, make a
 21 grant to, or provide a loan or loan guarantee to, any cor-
 22 poration that was convicted (or had an officer or agent
 23 of such corporation acting on behalf of the corporation
 24 convicted) of a felony criminal violation under any Federal
 25 or State law within the preceding 24 months.

1 ~~SEC. 741.~~ None of the funds made available by this
2 Act may be used to enter into a contract, memorandum
3 of understanding, or cooperative agreement with, make a
4 grant to, or provide a loan or loan guarantee to, any cor-
5 poration that any unpaid Federal tax liability that has
6 been assessed, for which all judicial and administrative
7 remedies have been exhausted or have lapsed, and that
8 is not being paid in a timely manner pursuant to an agree-
9 ment with the authority responsible for collecting the tax
10 liability.

11 SPENDING REDUCTION ACCOUNT

12 ~~SEC. 742.~~ The amount by which the applicable alloca-
13 tion of new budget authority made by the Committee on
14 Appropriations of the House of Representatives under sec-
15 tion 302(b) of the Congressional Budget Act of 1974 ex-
16 ceeds the amount of proposed new budget authority is \$0
17 (increased by \$2,390,000).

18 ~~SEC. 743.~~ Each amount made available by titles I
19 through VI (other than an amount required to be made
20 available by a provision of law) is hereby reduced by 0.78
21 percent.

22 ~~SEC. 744.~~ None of the funds made available by this
23 Act to the Food and Drug Administration may be used
24 to approve any application submitted under section 512

1 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C.
2 360b) for approval of genetically engineered salmon.

3 SEC. 745. None of the funds made available by this
4 Act may be used to provide assistance under title II of
5 the Food for Peace Act (7 U.S.C. 1721 et seq.) to the
6 Democratic People's Republic of Korea (North Korea).

7 SEC. 746. None of the funds made available by this
8 Act may be used to pay the salaries and expenses of per-
9 sonnel who provide nonrecourse marketing assistance
10 loans for mohair under section 1201 of the Food, Con-
11 servation, and Energy Act of 2008 (7 U.S.C. 8731).

12 SEC. 747. None of the funds made available by this
13 Act may be used by the Department of Agriculture, the
14 Food and Drug Administration, the Commodity Futures
15 Trading Commission, or any other Federal Agency receiv-
16 ing funds under this Act to lease or purchase new light
17 duty vehicles, for any executive fleet, or for an agency's
18 fleet inventory, except in accordance with Presidential
19 Memorandum-Federal Fleet Performance, dated May 24,
20 2011.

21 SEC. 748. The amount otherwise provided by this Act
22 for "Integrated Activities" is hereby increased by, and the
23 amount otherwise provided by this Act for "National Insti-
24 tute of Food and Agriculture-research and education ac-
25 tivities" is hereby reduced (to be derived from amounts

1 for competitive grants (~~7 U.S.C. 22 450i(b)))~~ by,
2 \$4,400,000, respectively.

3 ~~SEC. 749.~~ None of the funds made available by this
4 Act may be used to enforce section 526 of the Energy
5 Independence and Security Act of 2007 (Public Law 110–
6 140; 42 U.S.C. 17142).

7 ~~SEC. 750.~~ None of the funds made available by this
8 Act may be used to support any Know Your Farmer,
9 Know Your Food initiative of the Department of Agri-
10 culture.

11 ~~SEC. 751.~~ None of the funds made available by this
12 Act may be used to provide payments (or to pay the sala-
13 ries and expenses of personnel to provide payments) to the
14 Brazil Cotton Institute.

15 ~~SEC. 752.~~ For the cost of broadband loans, as author-
16 ized by section 601 of the Rural Electrification Act of
17 1936, to remain available until expended, there is hereby
18 appropriated, and the amount otherwise provided by this
19 Act for payments to the General Services Administration
20 for rent under the heading “Agriculture Buildings and Fa-
21 cilities and Rental Payments” is hereby reduced by,
22 \$6,000,000.

23 ~~SEC. 753.~~ None of the funds made available by this
24 Act may be used for mifepristone, commonly known as
25 RU-486.

1 ~~SEC. 754.~~ None of the funds made available by this
2 Act may be used by the Commodity Futures Trading
3 Commission to promulgate any final rules under para-
4 graph ~~(13)~~ or ~~(14)~~ of section 2(a) of the Commodity Ex-
5 change Act, as added by section 727 of the Dodd-Frank
6 Wall Street Reform and Consumer Protection Act, until
7 12 months after the promulgation of final swap trans-
8 action reporting rules under section 21 of the Commodity
9 Exchange Act.

10 ~~SEC. 755.~~ None of the funds made available by this
11 Act may be used to implement the Departmental Regula-
12 tion of the Department of Agriculture entitled “Policy
13 Statement on Climate Change Adaptation” (Departmental
14 Regulation 1070–001 (June 3, 2011)).

15 ~~SEC. 756.~~ For preventive measures authorized under
16 the Watershed Protection and Flood Prevention Act (16
17 U.S.C. 1001 et seq.) and the Soil Conservation and Do-
18 mestic Allotment Act (16 U.S.C. 590a et seq.), including
19 research, engineering operations, methods of cultivation,
20 the growing of vegetation, rehabilitation of existing struc-
21 tures, and changes in use of land, there is hereby appro-
22 priated, and the amount otherwise provided by this Act
23 for “Agricultural Programs—Agriculture Buildings and
24 Facilities and Rental Payments” is reduced by,
25 \$3,000,000, to remain available until expended.

1 ~~SEC. 757. None of the funds made available by this~~
 2 ~~Act may be used for the construction of an ethanol blender~~
 3 ~~pump or an ethanol storage facility.~~

4 ~~This Act may be cited as the “Agriculture, Rural De-~~
 5 ~~velopment, Food and Drug Administration, and Related~~
 6 ~~Agencies Appropriations Act, 2012”.~~

7 *That the following sums are appropriated, out of any*
 8 *money in the Treasury not otherwise appropriated, for Ag-*
 9 *riculture, Rural Development, Food and Drug Administra-*
 10 *tion, and Related Agencies programs for the fiscal year end-*
 11 *ing September 30, 2012, and for other purposes, namely:*

12 *TITLE I*

13 *AGRICULTURAL PROGRAMS*

14 *PRODUCTION, PROCESSING AND MARKETING*

15 *OFFICE OF THE SECRETARY*

16 *For necessary expenses of the Office of the Secretary*
 17 *of Agriculture, \$4,798,000: Provided, That not to exceed*
 18 *\$11,000 of this amount shall be available for official recep-*
 19 *tion and representation expenses, not otherwise provided*
 20 *for, as determined by the Secretary.*

21 *OFFICE OF TRIBAL RELATIONS*

22 *For necessary expenses of the Office of Tribal Rela-*
 23 *tions, \$473,000, to support communication and consulta-*
 24 *tion activities with Federally Recognized Tribes, as well as*
 25 *other requirements established by law.*

1 *EXECUTIVE OPERATIONS*

2 *OFFICE OF THE CHIEF ECONOMIST*

3 *For necessary expenses of the Office of the Chief Econo-*
 4 *mist, \$11,408,000.*

5 *NATIONAL APPEALS DIVISION*

6 *For necessary expenses of the National Appeals Divi-*
 7 *sion, \$13,514,000.*

8 *OFFICE OF BUDGET AND PROGRAM ANALYSIS*

9 *For necessary expenses of the Office of Budget and Pro-*
 10 *gram Analysis, \$8,946,000.*

11 *OFFICE OF HOMELAND SECURITY AND EMERGENCY*

12 *COORDINATION*

13 *For necessary expenses of the Office of Homeland Secu-*
 14 *rity and Emergency Coordination, \$1,421,000.*

15 *OFFICE OF ADVOCACY AND OUTREACH*

16 *For necessary expenses of the Office of Advocacy and*
 17 *Outreach, \$1,351,000.*

18 *OFFICE OF THE CHIEF INFORMATION OFFICER*

19 *For necessary expenses of the Office of the Chief Infor-*
 20 *mation Officer, \$36,031,000.*

21 *OFFICE OF THE CHIEF FINANCIAL OFFICER*

22 *For necessary expenses of the Office of the Chief Finan-*
 23 *cial Officer, \$5,935,000: Provided, That no funds made*
 24 *available by this appropriation may be obligated for FAIR*
 25 *Act or Circular A-76 activities until the Secretary has sub-*

mitted to the Committees on Appropriations of both Houses of Congress and the Committee on Oversight and Government Reform of the House of Representatives a report on the Department's contracting out policies, including agency budgets for contracting out.

OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
RIGHTS

For necessary expenses of the Office of the Assistant Secretary for Civil Rights, \$848,000.

OFFICE OF CIVIL RIGHTS

For necessary expenses of the Office of Civil Rights, \$21,558,000.

OFFICE OF THE ASSISTANT SECRETARY FOR
ADMINISTRATION

For necessary expenses of the Office of the Assistant Secretary for Administration, \$764,000.

AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
PAYMENTS

(INCLUDING TRANSFERS OF FUNDS)

For payment of space rental and related costs pursuant to Public Law 92-313, including authorities pursuant to the 1984 delegation of authority from the Administrator of General Services to the Department of Agriculture under 40 U.S.C. 486, for programs and activities of the Department which are included in this Act, and for alterations

1 *and other actions needed for the Department and its agen-*
 2 *cies to consolidate unneeded space into configurations suit-*
 3 *able for release to the Administrator of General Services,*
 4 *and for the operation, maintenance, improvement, and re-*
 5 *pair of Agriculture buildings and facilities, and for related*
 6 *costs, \$230,416,000, to remain available until expended, of*
 7 *which \$164,470,000 shall be available for payments to the*
 8 *General Services Administration for rent; of which*
 9 *\$13,800,000 for payment to the Department of Homeland*
 10 *Security for building security activities; and of which*
 11 *\$52,146,000 for buildings operations and maintenance ex-*
 12 *penses: Provided, That the Secretary may use unobligated*
 13 *prior year balances of an agency or office that are no longer*
 14 *available for new obligation to cover shortfalls incurred in*
 15 *prior year rental payments for such agency or office: Pro-*
 16 *vided further, That the Secretary is authorized to transfer*
 17 *funds from a Departmental agency to this account to re-*
 18 *cover the full cost of the space and security expenses of that*
 19 *agency that are funded by this account when the actual*
 20 *costs exceed the agency estimate which will be available for*
 21 *the activities and payments described herein.*

22 *HAZARDOUS MATERIALS MANAGEMENT*

23 *(INCLUDING TRANSFERS OF FUNDS)*

24 *For necessary expenses of the Department of Agri-*
 25 *culture, to comply with the Comprehensive Environmental*

1 *Response, Compensation, and Liability Act (42 U.S.C.*
2 *9601 et seq.) and the Resource Conservation and Recovery*
3 *Act (42 U.S.C. 6901 et seq.), \$3,792,000, to remain avail-*
4 *able until expended: Provided, That appropriations and*
5 *funds available herein to the Department for Hazardous*
6 *Materials Management may be transferred to any agency*
7 *of the Department for its use in meeting all requirements*
8 *pursuant to the above Acts on Federal and non-Federal*
9 *lands.*

10 *DEPARTMENTAL ADMINISTRATION*

11 *(INCLUDING TRANSFERS OF FUNDS)*

12 *For Departmental Administration, \$28,165,000, to*
13 *provide for necessary expenses for management support*
14 *services to offices of the Department and for general admin-*
15 *istration, security, repairs and alterations, and other mis-*
16 *cellaneous supplies and expenses not otherwise provided for*
17 *and necessary for the practical and efficient work of the*
18 *Department: Provided, That this appropriation shall be re-*
19 *imbursed from applicable appropriations in this Act for*
20 *travel expenses incident to the holding of hearings as re-*
21 *quired by 5 U.S.C. 551–558.*

1 *OFFICE OF THE ASSISTANT SECRETARY FOR*
2 *CONGRESSIONAL RELATIONS*
3 *(INCLUDING TRANSFERS OF FUNDS)*

4 *For necessary expenses of the Office of the Assistant*
5 *Secretary for Congressional Relations to carry out the pro-*
6 *grams funded by this Act, including programs involving*
7 *intergovernmental affairs and liaison within the executive*
8 *branch, \$3,676,000: Provided, That these funds may be*
9 *transferred to agencies of the Department of Agriculture*
10 *funded by this Act to maintain personnel at the agency*
11 *level: Provided further, That no funds made available by*
12 *this appropriation may be obligated after 30 days from the*
13 *date of enactment of this Act, unless the Secretary has noti-*
14 *fied the Committees on Appropriations of both Houses of*
15 *Congress on the allocation of these funds by USDA agency:*
16 *Provided further, That no other funds appropriated to the*
17 *Department by this Act shall be available to the Depart-*
18 *ment for support of activities of congressional relations.*

19 *OFFICE OF COMMUNICATIONS*

20 *For necessary expenses of the Office of Communica-*
21 *tions, \$8,105,000.*

22 *OFFICE OF INSPECTOR GENERAL*

23 *For necessary expenses of the Office of Inspector Gen-*
24 *eral, including employment pursuant to the Inspector Gen-*
25 *eral Act of 1978, \$84,121,000, including such sums as may*

1 *be necessary for contracting and other arrangements with*
 2 *public agencies and private persons pursuant to section*
 3 *6(a)(9) of the Inspector General Act of 1978, and including*
 4 *not to exceed \$125,000 for certain confidential operational*
 5 *expenses, including the payment of informants, to be ex-*
 6 *pended under the direction of the Inspector General pursu-*
 7 *ant to Public Law 95–452 and section 1337 of Public Law*
 8 *97–98.*

9 *OFFICE OF THE GENERAL COUNSEL*

10 *For necessary expenses of the Office of the General*
 11 *Counsel, \$39,345,000.*

12 *OFFICE OF THE UNDER SECRETARY FOR RESEARCH,*
 13 *EDUCATION AND ECONOMICS*

14 *For necessary expenses of the Office of the Under Sec-*
 15 *retary for Research, Education and Economics, \$848,000.*

16 *ECONOMIC RESEARCH SERVICE*

17 *For necessary expenses of the Economic Research Serv-*
 18 *ice, \$77,723,000.*

19 *NATIONAL AGRICULTURAL STATISTICS SERVICE*

20 *For necessary expenses of the National Agricultural*
 21 *Statistics Service, \$152,616,000, of which up to \$41,639,000*
 22 *shall be available until expended for the Census of Agri-*
 23 *culture.*

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 for*
6 *land exchanges where the lands exchanged shall be of equal*
7 *value or shall be equalized by a payment of money to the*
8 *grantor which shall not exceed 25 percent of the total value*
9 *of the land or interests transferred out of Federal ownership,*
10 *\$1,094,647,000: Provided, That appropriations hereunder*
11 *shall be available for the operation and maintenance of air-*
12 *craft and the purchase of not to exceed one for replacement*
13 *only: Provided further, That appropriations hereunder shall*
14 *be available pursuant to 7 U.S.C. 2250 for the construction,*
15 *alteration, and repair of buildings and improvements, but*
16 *unless otherwise provided, the cost of constructing any one*
17 *building shall not exceed \$375,000, except for headhouses*
18 *or greenhouses which shall each be limited to \$1,200,000,*
19 *and except for 10 buildings to be constructed or improved*
20 *at a cost not to exceed \$750,000 each, and the cost of alter-*
21 *ing any one building during the fiscal year shall not exceed*
22 *10 percent of the current replacement value of the building*
23 *or \$375,000, whichever is greater: Provided further, That*
24 *the limitations on alterations contained in this Act shall*
25 *not apply to modernization or replacement of existing fa-*

1 *cilities at Beltsville, Maryland: Provided further, That ap-*
 2 *propriations hereunder shall be available for granting ease-*
 3 *ments at the Beltsville Agricultural Research Center: Pro-*
 4 *vided further, That the foregoing limitations shall not apply*
 5 *to replacement of buildings needed to carry out the Act of*
 6 *April 24, 1948 (21 U.S.C. 113a): Provided further, That*
 7 *funds may be received from any State, other political sub-*
 8 *division, organization, or individual for the purpose of es-*
 9 *tablishing or operating any research facility or research*
 10 *project of the Agricultural Research Service, as authorized*
 11 *by law.*

12 *NATIONAL INSTITUTE OF FOOD AND AGRICULTURE*

13 *RESEARCH AND EDUCATION ACTIVITIES*

14 *For payments to agricultural experiment stations, for*
 15 *cooperative forestry and other research, for facilities, and*
 16 *for other expenses, \$709,825,000, as follows: to carry out*
 17 *the provisions of the Hatch Act of 1887 (7 U.S.C. 361a–*
 18 *i), \$236,334,000; for grants for cooperative forestry research*
 19 *(16 U.S.C. 582a through a–7), \$32,934,000; for payments*
 20 *to eligible institutions (7 U.S.C. 3222), \$50,898,000, pro-*
 21 *vided that each institution receives no less than \$1,000,000;*
 22 *for special grants (7 U.S.C. 450i(c)), \$4,181,000; for com-*
 23 *petitive grants on improved pest control (7 U.S.C. 450i(c)),*
 24 *\$15,830,000; for competitive grants (7 U.S.C. 450(i)(b)),*
 25 *\$265,987,000, to remain available until expended; for the*

1 *support of animal health and disease programs (7 U.S.C.*
 2 *3195), \$2,944,000; for supplemental and alternative crops*
 3 *and products (7 U.S.C. 3319d), \$833,000; for grants for re-*
 4 *search pursuant to the Critical Agricultural Materials Act*
 5 *(7 U.S.C. 178 et seq.), \$1,081,000, to remain available until*
 6 *expended; for the 1994 research grants program for 1994*
 7 *institutions pursuant to section 536 of Public Law 103–*
 8 *382 (7 U.S.C. 301 note), \$1,801,000, to remain available*
 9 *until expended; for rangeland research grants (7 U.S.C.*
 10 *3333), \$961,000; for higher education graduate fellowship*
 11 *grants (7 U.S.C. 3152(b)(6)), \$3,774,000, to remain avail-*
 12 *able until expended (7 U.S.C. 2209b); for a program pursu-*
 13 *ant to section 1415A of the National Agricultural Research,*
 14 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
 15 *3151a), \$4,790,000, to remain available until expended; for*
 16 *higher education challenge grants (7 U.S.C. 3152(b)(1)),*
 17 *\$5,530,000; for a higher education multicultural scholars*
 18 *program (7 U.S.C. 3152(b)(5)), \$1,239,000, to remain*
 19 *available until expended (7 U.S.C. 2209b); for an education*
 20 *grants program for Hispanic-serving Institutions (7 U.S.C.*
 21 *3241), \$9,219,000; for competitive grants for the purpose*
 22 *of carrying out all provisions of 7 U.S.C. 3156 to indi-*
 23 *vidual eligible institutions or consortia of eligible institu-*
 24 *tions in Alaska and in Hawaii, with funds awarded equally*
 25 *to each of the States of Alaska and Hawaii, \$3,194,000;*

1 *for a secondary agriculture education program and 2-year*
 2 *post-secondary education, (7 U.S.C. 3152(j)), \$981,000; for*
 3 *aquaculture grants (7 U.S.C. 3322), \$3,920,000; for sus-*
 4 *tainable agriculture research and education (7 U.S.C.*
 5 *5811), \$14,471,000; for a program of capacity building*
 6 *grants (7 U.S.C. 3152(b)(4)) to institutions eligible to re-*
 7 *ceive funds under 7 U.S.C. 3221 and 3222, \$19,336,000,*
 8 *to remain available until expended (7 U.S.C. 2209b); for*
 9 *capacity building grants for non-land-grant colleges of agri-*
 10 *culture (7 U.S.C. 3319i), \$5,000,000, to remain available*
 11 *until expended; for competitive grants for policy research*
 12 *(7 U.S.C. 3155), \$4,000,000, which shall be obligated within*
 13 *120 days of the enactment of this Act; for payments to the*
 14 *1994 Institutions pursuant to section 534(a)(1) of Public*
 15 *Law 103–382, \$3,335,000; for resident instruction grants*
 16 *for insular areas under section 1491 of the National Agri-*
 17 *cultural Research, Extension, and Teaching Policy Act of*
 18 *1977 (7 U.S.C. 3363), \$898,000; for distance education*
 19 *grants for insular areas under section 1490 of the National*
 20 *Agricultural Research, Extension, and Teaching Policy Act*
 21 *of 1977 (7 U.S.C. 3362), \$749,000; for a new era rural tech-*
 22 *nology program pursuant to section 1473E of the National*
 23 *Agricultural Research, Extension, and Teaching Policy Act*
 24 *of 1977 (7 U.S.C. 3319e), \$856,000; for a competitive grants*
 25 *program for farm business management and benchmarking*

1 (7 U.S.C. 5925f), \$1,497,000; for a competitive grants pro-
 2 gram regarding biobased energy (7 U.S.C. 8114),
 3 \$2,246,000; and for necessary expenses of Research and
 4 Education Activities, \$11,006,000, of which \$2,645,000 for
 5 the Research, Education, and Economics Information Sys-
 6 tem and \$2,089,000 for the Electronic Grants Information
 7 System, are to remain available until expended.

8 *NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND*

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

12 *HISPANIC-SERVING AGRICULTURAL COLLEGES AND*
 13 *UNIVERSITIES ENDOWMENT FUND*

14 *For the Hispanic-Serving Agricultural Colleges and*
 15 *Universities Endowment Fund under section 1456 (7*
 16 *U.S.C. 3243) of the National Agricultural Research, Exten-*
 17 *sion, and Teaching Policy Act of 1977, \$10,000,000, to re-*
 18 *main available until expended.*

19 *EXTENSION ACTIVITIES*

20 *For payments to States, the District of Columbia,*
 21 *Puerto Rico, Guam, the Virgin Islands, Micronesia, the*
 22 *Northern Marianas, and American Samoa, \$478,179,000,*
 23 *as follows: payments for cooperative extension work under*
 24 *the Smith-Lever Act, to be distributed under sections 3(b)*
 25 *and 3(c) of said Act, and under section 208(c) of Public*

1 *Law 93-471, for retirement and employees' compensation*
 2 *costs for extension agents, \$295,800,000; payments for ex-*
 3 *tension work at the 1994 Institutions under the Smith-*
 4 *Lever Act (7 U.S.C. 343(b)(3)), \$4,312,000; payments for*
 5 *the nutrition and family education program for low-income*
 6 *areas under section 3(d) of the Act, \$67,934,000; payments*
 7 *for the pest management program under section 3(d) of the*
 8 *Act, \$9,918,000; payments for the farm safety program*
 9 *under section 3(d) of the Act, \$4,610,000; payments for New*
 10 *Technologies for Ag Extension under section 3(d) of the Act,*
 11 *\$1,660,000; payments to upgrade research, extension, and*
 12 *teaching facilities at institutions eligible to receive funds*
 13 *under 7 U.S.C. 3221 and 3222, \$19,730,000, to remain*
 14 *available until expended; payments for youth-at-risk pro-*
 15 *grams under section 3(d) of the Smith-Lever Act,*
 16 *\$7,975,000; for youth farm safety education and certifi-*
 17 *cation extension grants, to be awarded competitively under*
 18 *section 3(d) of the Act, \$461,000; payments for carrying*
 19 *out the provisions of the Renewable Resources Extension Act*
 20 *of 1978 (16 U.S.C. 1671 et seq.), \$3,929,000; payments for*
 21 *the federally recognized Tribes Extension Program under*
 22 *section 3(d) of the Smith-Lever Act, \$3,039,000; payments*
 23 *for sustainable agriculture programs under section 3(d) of*
 24 *the Act, \$4,696,000; payments for rural health and safety*
 25 *education as authorized by section 502(i) of Public Law*

1 92–419 (7 U.S.C. 2662(i)), \$1,735,000; payments for coop-
 2 erative extension work by eligible institutions (7 U.S.C.
 3 3221), \$42,592,000, provided that each institution receives
 4 no less than \$1,000,000; payments to carry out the food ani-
 5 mal residue avoidance database program as authorized by
 6 7 U.S.C. 7642, \$1,000,000; payments to carry out section
 7 1672(e)(49) of the Food, Agriculture, Conservation, and
 8 Trade Act of 1990 (7 U.S.C. 5925), as amended, \$400,000;
 9 and for necessary expenses of Extension Activities,
 10 \$8,388,000.

11 INTEGRATED ACTIVITIES

12 For the integrated research, education, and extension
 13 grants programs, including necessary administrative ex-
 14 penses, \$25,948,000, as follows: for competitive grants pro-
 15 grams authorized under section 406 of the Agricultural Re-
 16 search, Extension, and Education Reform Act of 1998 (7
 17 U.S.C. 7626), \$17,964,000, including \$8,982,000 for the
 18 water quality program, \$2,994,000 for regional pest man-
 19 agement centers, \$1,996,000 for the methyl bromide transi-
 20 tion program, and \$3,992,000 for the organic transition
 21 program; for a competitive international science and edu-
 22 cation grants program authorized under section 1459A of
 23 the National Agricultural Research, Extension, and Teach-
 24 ing Policy Act of 1977 (7 U.S.C. 3292b), to remain avail-
 25 able until expended, \$998,000; \$998,000 for the regional

1 *rural development centers program; and \$5,988,000 for the*
 2 *Food and Agriculture Defense Initiative authorized under*
 3 *section 1484 of the National Agricultural Research, Exten-*
 4 *sion, and Teaching Policy Act of 1977, to remain available*
 5 *until September 30, 2013.*

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

8 *For necessary expenses of the Office of the Under Sec-*
 9 *retary for Marketing and Regulatory Programs, \$848,000.*

10 *ANIMAL AND PLANT HEALTH INSPECTION SERVICE*

11 *SALARIES AND EXPENSES*

12 *(INCLUDING TRANSFERS OF FUNDS)*

13 *For necessary expenses of the Animal and Plant*
 14 *Health Inspection Service, including up to \$30,000 for rep-*
 15 *resentation allowances and for expenses pursuant to the*
 16 *Foreign Service Act of 1980 (22 U.S.C. 4085),*
 17 *\$820,110,000, of which \$1,000,000, to be available until ex-*
 18 *pended, shall be available for the control of outbreaks of in-*
 19 *sects, plant diseases, animal diseases and for control of pest*
 20 *animals and birds (“contingency fund”) to the extent nec-*
 21 *essary to meet emergency conditions; of which \$17,848,000,*
 22 *to remain available until expended, shall be used for the*
 23 *cotton pests program for cost share purposes or for debt re-*
 24 *tirement for active eradication zones; of which \$7,000,000,*
 25 *to remain available until expended, shall be for Animal*

1 *Disease Traceability; of which \$891,000 shall be for activi-*
2 *ties under the authority of the Horse Protection Act of 1970,*
3 *as amended (15 U.S.C. 1831); of which \$48,733,000, to re-*
4 *main available until expended, shall be used to support*
5 *avian health; of which \$4,474,000, to remain available until*
6 *expended, shall be for information technology infrastruc-*
7 *ture; of which \$153,950,000, to remain available until ex-*
8 *pended, shall be for specialty crop pests; of which*
9 *\$9,068,000, to remain available until expended, shall be for*
10 *field crop and rangeland ecosystem pests; of which*
11 *\$58,962,000, to remain available until expended, shall be*
12 *for tree and wood pests; of which \$3,568,000, to remain*
13 *available until expended, shall be for the National Veteri-*
14 *nary Stockpile; of which up to \$1,500,000, to remain avail-*
15 *able until expended, shall be for the scrapie program for*
16 *indemnities; of which \$1,000,000, to remain available until*
17 *expended, shall be for wildlife services methods development;*
18 *of which \$1,500,000, to remain available until expended,*
19 *shall be for the wildlife services damage management pro-*
20 *gram for aviation safety; and of which \$5,000,000, to re-*
21 *main available until expended, shall be for the screwworm*
22 *program: Provided further, That no funds shall be used to*
23 *formulate or administer a brucellosis eradication program*
24 *for the current fiscal year that does not require minimum*
25 *matching by the States of at least 40 percent: Provided fur-*

1 *ther, That this appropriation shall be available for the oper-*
2 *ation and maintenance of aircraft and the purchase of not*
3 *to exceed four, of which two shall be for replacement only:*
4 *Provided further, That, in addition, in emergencies which*
5 *threaten any segment of the agricultural production indus-*
6 *try of this country, the Secretary may transfer from other*
7 *appropriations or funds available to the agencies or cor-*
8 *porations of the Department such sums as may be deemed*
9 *necessary, to be available only in such emergencies for the*
10 *arrest and eradication of contagious or infectious disease*
11 *or pests of animals, poultry, or plants, and for expenses*
12 *in accordance with sections 10411 and 10417 of the Animal*
13 *Health Protection Act (7 U.S.C. 8310 and 8316) and sec-*
14 *tions 431 and 442 of the Plant Protection Act (7 U.S.C.*
15 *7751 and 7772), and any unexpended balances of funds*
16 *transferred for such emergency purposes in the preceding*
17 *fiscal year shall be merged with such transferred amounts:*
18 *Provided further, That appropriations hereunder shall be*
19 *available pursuant to law (7 U.S.C. 2250) for the repair*
20 *and alteration of leased buildings and improvements, but*
21 *unless otherwise provided the cost of altering any one build-*
22 *ing during the fiscal year shall not exceed 10 percent of*
23 *the current replacement value of the building.*

24 *In fiscal year 2012, the agency is authorized to collect*
25 *fees to cover the total costs of providing technical assistance,*

1 *goods, or services requested by States, other political sub-*
 2 *divisions, domestic and international organizations, foreign*
 3 *governments, or individuals, provided that such fees are*
 4 *structured such that any entity's liability for such fees is*
 5 *reasonably based on the technical assistance, goods, or serv-*
 6 *ices provided to the entity by the agency, and such fees shall*
 7 *be reimbursed to this account, to remain available until ex-*
 8 *pende, without further appropriation, for providing such*
 9 *assistance, goods, or services.*

10 *BUILDINGS AND FACILITIES*

11 *For plans, construction, repair, preventive mainte-*
 12 *nance, environmental support, improvement, extension, al-*
 13 *teration, and purchase of fixed equipment or facilities, as*
 14 *authorized by 7 U.S.C. 2250, and acquisition of land as*
 15 *authorized by 7 U.S.C. 428a, \$3,176,000, to remain avail-*
 16 *able until expended.*

17 *AGRICULTURAL MARKETING SERVICE*

18 *MARKETING SERVICES*

19 *For necessary expenses of the Agricultural Marketing*
 20 *Service, \$82,211,000: Provided, That this appropriation*
 21 *shall be available pursuant to law (7 U.S.C. 2250) for the*
 22 *alteration and repair of buildings and improvements, but*
 23 *the cost of altering any one building during the fiscal year*
 24 *shall not exceed 10 percent of the current replacement value*
 25 *of the building.*

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

4 *LIMITATION ON ADMINISTRATIVE EXPENSES*

5 *Not to exceed \$62,101,000 (from fees collected) shall be*
 6 *obligated during the current fiscal year for administrative*
 7 *expenses: Provided, That if crop size is understated and/*
 8 *or other uncontrollable events occur, the agency may exceed*
 9 *this limitation by up to 10 percent with notification to the*
 10 *Committees on Appropriations of both Houses of Congress.*

11 *FUNDS FOR STRENGTHENING MARKETS, INCOME, AND*

12 *SUPPLY (SECTION 32)*

13 *(INCLUDING TRANSFERS OF FUNDS)*

14 *Funds available under section 32 of the Act of August*
 15 *24, 1935 (7 U.S.C. 612c), shall be used only for commodity*
 16 *program expenses as authorized therein, and other related*
 17 *operating expenses, except for: (1) transfers to the Depart-*
 18 *ment of Commerce as authorized by the Fish and Wildlife*
 19 *Act of August 8, 1956; (2) transfers otherwise provided in*
 20 *this Act; and (3) not more than \$20,056,000 for formulation*
 21 *and administration of marketing agreements and orders*
 22 *pursuant to the Agricultural Marketing Agreement Act of*
 23 *1937 and the Agricultural Act of 1961.*

1 *PAYMENTS TO STATES AND POSSESSIONS*

2 *For payments to departments of agriculture, bureaus*
 3 *and departments of markets, and similar agencies for mar-*
 4 *keting activities under section 204(b) of the Agricultural*
 5 *Marketing Act of 1946 (7 U.S.C. 1623(b)), \$1,198,000.*

6 *GRAIN INSPECTION, PACKERS AND STOCKYARDS*

7 *ADMINISTRATION*

8 *SALARIES AND EXPENSES*

9 *For necessary expenses of the Grain Inspection, Pack-*
 10 *ers and Stockyards Administration, \$38,248,000: Provided,*
 11 *That this appropriation shall be available pursuant to law*
 12 *(7 U.S.C. 2250) for the alteration and repair of buildings*
 13 *and improvements, but the cost of altering any one building*
 14 *during the fiscal year shall not exceed 10 percent of the cur-*
 15 *rent replacement value of the building.*

16 *LIMITATION ON INSPECTION AND WEIGHING SERVICES*

17 *EXPENSES*

18 *Not to exceed \$50,000,000 (from fees collected) shall be*
 19 *obligated during the current fiscal year for inspection and*
 20 *weighing services: Provided, That if grain export activities*
 21 *require additional supervision and oversight, or other un-*
 22 *controllable factors occur, this limitation may be exceeded*
 23 *by up to 10 percent with notification to the Committees*
 24 *on Appropriations of both Houses of Congress.*

1 *OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY*

2 *For necessary expenses of the Office of the Under Sec-*
3 *retary for Food Safety, \$770,000.*

4 *FOOD SAFETY AND INSPECTION SERVICE*

5 *For necessary expenses to carry out services authorized*
6 *by the Federal Meat Inspection Act, the Poultry Products*
7 *Inspection Act, and the Egg Products Inspection Act, in-*
8 *cluding not to exceed \$50,000 for representation allowances*
9 *and for expenses pursuant to section 8 of the Act approved*
10 *August 3, 1956 (7 U.S.C. 1766), \$1,006,503,000; and in*
11 *addition, \$1,000,000 may be credited to this account from*
12 *fees collected for the cost of laboratory accreditation as au-*
13 *thorized by section 1327 of the Food, Agriculture, Conserva-*
14 *tion and Trade Act of 1990 (7 U.S.C. 138f): Provided, That*
15 *funds provided for the Public Health Data Communication*
16 *Infrastructure system shall remain available until ex-*
17 *pende: Provided further, That no fewer than 148 full-time*
18 *equivalent positions shall be employed during fiscal year*
19 *2012 for purposes dedicated solely to inspections and en-*
20 *forcement related to the Humane Methods of Slaughter Act:*
21 *Provided further, That the Food Safety and Inspection*
22 *Service shall continue implementation of section 11016 of*
23 *Public Law 110–246: Provided further, That this appro-*
24 *priation shall be available pursuant to law (7 U.S.C. 2250)*
25 *for the alteration and repair of buildings and improve-*

1 *ments, but the cost of altering any one building during the*
 2 *fiscal year shall not exceed 10 percent of the current replace-*
 3 *ment value of the building.*

4 *OFFICE OF THE UNDER SECRETARY FOR FARM AND*
 5 *FOREIGN AGRICULTURAL SERVICES*

6 *For necessary expenses of the Office of the Under Sec-*
 7 *retary for Farm and Foreign Agricultural Services,*
 8 *\$848,000.*

9 *FARM SERVICE AGENCY*
 10 *SALARIES AND EXPENSES*
 11 *(INCLUDING TRANSFERS OF FUNDS)*

12 *For necessary expenses of the Farm Service Agency,*
 13 *\$1,181,781,000: Provided, That the Secretary is authorized*
 14 *to use the services, facilities, and authorities (but not the*
 15 *funds) of the Commodity Credit Corporation to make pro-*
 16 *gram payments for all programs administered by the Agen-*
 17 *cy: Provided further, That other funds made available to*
 18 *the Agency for authorized activities may be advanced to and*
 19 *merged with this account: Provided further, That funds*
 20 *made available to county committees shall remain available*
 21 *until expended.*

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. 5101–5106),*
 25 *\$3,759,000.*

1 *GRASSROOTS SOURCE WATER PROTECTION PROGRAM*

2 *For necessary expenses to carry out wellhead or*
 3 *groundwater protection activities under section 1240O of*
 4 *the Food Security Act of 1985 (16 U.S.C. 3839bb–2),*
 5 *\$3,817,000, 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 *AGRICULTURAL CREDIT INSURANCE FUND PROGRAM*

19 *ACCOUNT*

20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *For gross obligations for the principal amount of di-*
 22 *rect and guaranteed farm ownership (7 U.S.C. 1922 et seq.)*
 23 *and operating (7 U.S.C. 1941 et seq.) loans, Indian tribe*
 24 *land acquisition loans (25 U.S.C. 488), boll weevil loans*
 25 *(7 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.*

1 1924 *et seq.*), and Indian highly fractionated land loans
 2 (25 U.S.C. 488), to be available from funds in the Agricultural Credit Insurance Fund, as follows: farm ownership
 3 loans, \$1,975,000,000, of which \$1,500,000,000 shall be for
 4 unsubsidized guaranteed loans and \$475,000,000 shall be
 5 for direct loans; operating loans, \$2,519,982,000, of which
 6 \$1,500,000,000 shall be for unsubsidized guaranteed loans,
 7 and \$1,019,982,000 shall be for direct loans; Indian tribe
 8 land acquisition loans, \$2,000,000; guaranteed conservation
 9 loans, \$150,000,000; Indian highly fractionated land loans,
 10 \$10,000,000; and for boll weevil eradication program loans,
 11 \$100,000,000: *Provided, That the Secretary shall deem the*
 12 *pink bollworm to be a boll weevil for the purpose of boll*
 13 *weevil eradication program loans.*

15 *For the cost of direct and guaranteed loans, including*
 16 *the cost of modifying loans as defined in section 502 of the*
 17 *Congressional Budget Act of 1974, as follows: direct farm*
 18 *ownership loans, \$22,800,000; operating loans,*
 19 *\$83,525,000, of which \$26,100,000 shall be for unsubsidized*
 20 *guaranteed loans, and \$57,425,000 shall be for direct loans;*
 21 *and Indian highly fractionated land loans, \$193,000.*

22 *In addition, for administrative expenses necessary to*
 23 *carry out the direct and guaranteed loan programs,*
 24 *\$297,237,000, of which \$289,728,000 shall be transferred to*

1 *and merged with the appropriation for “Farm Service*
 2 *Agency, Salaries and Expenses”.*

3 *Funds appropriated by this Act to the Agricultural*
 4 *Credit Insurance Fund Program Account for farm owner-*
 5 *ship, operating and conservation direct loans and guaran-*
 6 *teed loans may be transferred among these programs: Pro-*
 7 *vided, That the Committees on Appropriations of both*
 8 *Houses of Congress are notified at least 15 days in advance*
 9 *of any transfer.*

10 *RISK MANAGEMENT AGENCY*

11 *For necessary expenses of the Risk Management Agen-*
 12 *cy, \$74,900,000: Provided, That the funds made available*
 13 *under section 522(e) of the Federal Crop Insurance Act (7*
 14 *U.S.C. 1522(e)) may be used for the Common Information*
 15 *Management System: Provided further, That not to exceed*
 16 *\$1,000 shall be available for official reception and represen-*
 17 *tation expenses, as authorized by 7 U.S.C. 1506(i).*

18 *CORPORATIONS*

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

1 *grams set forth in the budget for the current fiscal year for*
 2 *such corporation or agency, except as hereinafter provided.*

3 *FEDERAL CROP INSURANCE CORPORATION FUND*

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

7 *COMMODITY CREDIT CORPORATION FUND*

8 *REIMBURSEMENT FOR NET REALIZED LOSSES*

9 *(INCLUDING TRANSFERS OF FUNDS)*

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

1 HAZARDOUS WASTE MANAGEMENT

2 (LIMITATION ON EXPENSES)

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

11 TITLE II

12 CONSERVATION PROGRAMS

13 OFFICE OF THE UNDER SECRETARY FOR NATURAL

14 RESOURCES AND ENVIRONMENT

15 *For necessary expenses of the Office of the Under Sec-*
16 *retary for Natural Resources and Environment, \$848,000.*

17 NATURAL RESOURCES CONSERVATION SERVICE

18 CONSERVATION OPERATIONS

19 *For necessary expenses for carrying out the provisions*
20 *of the Act of April 27, 1935 (16 U.S.C. 590a–f), including*
21 *preparation of conservation plans and establishment of*
22 *measures to conserve soil and water (including farm irriga-*
23 *tion and land drainage and such special measures for soil*
24 *and water management as may be necessary to prevent*
25 *floods and the siltation of reservoirs and to control agricul-*

1 tural related pollutants); operation of conservation plant
 2 materials centers; classification and mapping of soil; dis-
 3 semination of information; acquisition of lands, water, and
 4 interests therein for use in the plant materials program by
 5 donation, exchange, or purchase at a nominal cost not to
 6 exceed \$100 pursuant to the Act of August 3, 1956 (7 U.S.C.
 7 428a); purchase and erection or alteration or improvement
 8 of permanent and temporary buildings; and operation and
 9 maintenance of aircraft, \$828,159,000, to remain available
 10 until September 30, 2013: Provided, That appropriations
 11 hereunder shall be available pursuant to 7 U.S.C. 2250 for
 12 construction and improvement of buildings and public im-
 13 provements at plant materials centers, except that the cost
 14 of alterations and improvements to other buildings and
 15 other public improvements shall not exceed \$250,000: Pro-
 16 vided further, That when buildings or other structures are
 17 erected on non-Federal land, that the right to use such land
 18 is obtained as provided in 7 U.S.C. 2250a.

19 TITLE III

20 RURAL DEVELOPMENT PROGRAMS

21 OFFICE OF THE UNDER SECRETARY FOR RURAL

22 DEVELOPMENT

23 For necessary expenses of the Office of the Under Sec-
 24 retary for Rural Development, \$848,000.

1 *RURAL DEVELOPMENT SALARIES AND EXPENSES*

2 *(INCLUDING TRANSFERS OF FUNDS)*

3 *For necessary expenses for carrying out the adminis-*
 4 *tration and implementation of programs in the Rural De-*
 5 *velopment mission area, including activities with institu-*
 6 *tions concerning the development and operation of agricul-*
 7 *tural cooperatives; and for cooperative agreements;*
 8 *\$182,023,000: Provided, That notwithstanding any other*
 9 *provision of law, funds appropriated under this section*
 10 *may be used for advertising and promotional activities that*
 11 *support the Rural Development mission area: Provided fur-*
 12 *ther, That not more than \$5,000 may be expended to pro-*
 13 *vide modest nonmonetary awards to non-USDA employees:*
 14 *Provided further, That any balances available from prior*
 15 *years for the Rural Utilities Service, Rural Housing Serv-*
 16 *ice, and the Rural Business—Cooperative Service salaries*
 17 *and expenses accounts shall be transferred to and merged*
 18 *with this appropriation.*

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 rural*
 25 *housing insurance fund, as follows: \$24,900,000,000 for*

1 loans to section 502 borrowers, of which \$900,000,000 shall
 2 be for direct loans, and of which \$24,000,000,000 shall be
 3 for unsubsidized guaranteed loans; \$10,000,000 for section
 4 504 housing repair loans; \$64,478,000 for section 515 rental
 5 housing; \$130,000,000 for section 538 guaranteed multi-
 6 family housing loans; \$10,000,000 for credit sales of single
 7 family housing acquired property; and \$5,000,000 for sec-
 8 tion 523 self-help housing land 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, \$42,570,000 shall be for direct loans; section 504
 13 housing repair loans, \$1,421,000; and repair, rehabilita-
 14 tion, and new construction of section 515 rental housing,
 15 \$22,000,000: Provided, That hereafter, the Secretary may
 16 charge a guarantee fee of up to 4 percent on section 502
 17 guaranteed loans: Provided further, That to support the
 18 loan program level for section 538 guaranteed loans made
 19 available under this heading the Secretary may charge or
 20 adjust any fees to cover the projected cost of such loan guar-
 21 antees 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 of the
 24 total amount appropriated in this paragraph, the amount
 25 equal to the amount of Rural Housing Insurance Fund Pro-

1 *gram Account funds allocated by the Secretary for Rural*
2 *Economic Area Partnership Zones for the fiscal year 2011,*
3 *shall be available through June 30, 2012, for communities*
4 *designated by the Secretary of Agriculture as Rural Eco-*
5 *nomic Area Partnership Zones: Provided further, That any*
6 *balances for a demonstration program for the preservation*
7 *and revitalization of the section 515 multi-family rental*
8 *housing properties as authorized by Public Law 109–97,*
9 *Public Law 110–5, and Public Law 111–80 shall be trans-*
10 *ferred to and merged with the “Rural Housing Service,*
11 *Multi-family Housing Revitalization Program Account”.*

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

19 *In addition, for administrative expenses necessary to*
20 *carry out the direct and guaranteed loan programs,*
21 *\$430,800,000 shall be transferred to and merged with the*
22 *appropriation for “Rural Development, Salaries and Ex-*
23 *penses”.*

RENTAL ASSISTANCE PROGRAM

1 *For rental assistance agreements entered into or re-*
2
3 *newed pursuant to the authority under section 521(a)(2)*
4 *or agreements entered into in lieu of debt forgiveness or*
5 *payments for eligible households as authorized by section*
6 *502(c)(5)(D) of the Housing Act of 1949, \$904,653,000;*
7 *and, in addition, such sums as may be necessary, as author-*
8 *ized by section 521(c) of the Act, to liquidate debt incurred*
9 *prior to fiscal year 1992 to carry out the rental assistance*
10 *program under section 521(a)(2) of the Act: Provided, That*
11 *of this amount not less than \$2,000,000 is available for*
12 *newly constructed units financed by section 515 of the*
13 *Housing Act of 1949, and not less than \$2,000,000 is for*
14 *newly constructed units financed under sections 514 and*
15 *516 of the Housing Act of 1949: Provided further, That*
16 *rental assistance agreements entered into or renewed during*
17 *the current fiscal year shall be funded for a 1-year period:*
18 *Provided further, That any unexpended balances remaining*
19 *at the end of such 1-year agreements may be transferred*
20 *and used for the purposes of any debt reduction; mainte-*
21 *nance, repair, or rehabilitation of any existing projects;*
22 *preservation; and rental assistance activities authorized*
23 *under title V of the Act: Provided further, That rental as-*
24 *istance provided under agreements entered into prior to*
25 *fiscal year 2012 for a farm labor multi-family housing*

1 *project financed under section 514 or 516 of the Act may*
 2 *not be recaptured for use in another project until such as-*
 3 *sistance has remained unused for a period of 12 consecutive*
 4 *months, if such project has a waiting list of tenants seeking*
 5 *such assistance or the project has rental assistance eligible*
 6 *tenants who are not receiving such assistance: Provided fur-*
 7 *ther, That such recaptured rental assistance shall, to the*
 8 *extent practicable, be applied to another farm labor multi-*
 9 *family housing project financed under section 514 or 516*
 10 *of the Act.*

11 *MULTI-FAMILY HOUSING REVITALIZATION PROGRAM*

12 *ACCOUNT*

13 *For the rural housing voucher program as authorized*
 14 *under section 542 of the Housing Act of 1949, but notwith-*
 15 *standing subsection (b) of such section, and for additional*
 16 *costs to conduct a demonstration program for the preserva-*
 17 *tion and revitalization of multi-family rental housing prop-*
 18 *erties described in this paragraph, \$13,000,000, to remain*
 19 *available until expended: Provided, That of the funds made*
 20 *available under this heading, \$11,000,000, shall be avail-*
 21 *able for rural housing vouchers to any low-income household*
 22 *(including those not receiving rental assistance) residing in*
 23 *a property financed with a section 515 loan which has been*
 24 *prepaid after September 30, 2005: Provided further, That*
 25 *the amount of such voucher shall be the difference between*

1 comparable market rent for the section 515 unit and the
2 tenant paid rent for such unit: Provided further, That funds
3 made available for such vouchers shall be subject to the
4 availability of annual appropriations: Provided further,
5 That the Secretary shall, to the maximum extent prac-
6 ticable, administer such vouchers with current regulations
7 and administrative guidance applicable to section 8 hous-
8 ing vouchers administered by the Secretary of the Depart-
9 ment of Housing and Urban Development: Provided fur-
10 ther, That if the Secretary determines that the amount
11 made available for vouchers in this or any other Act is not
12 needed for vouchers, the Secretary may use such funds for
13 the demonstration program for the preservation and revital-
14 ization of multi-family rental housing properties described
15 in this paragraph: Provided further, That of the funds made
16 available under this heading, \$2,000,000 shall be available
17 for a demonstration program for the preservation and revi-
18 talization of the sections 514, 515, and 516 multi-family
19 rental housing properties to restructure existing USDA
20 multi-family housing loans, as the Secretary deems appro-
21 priate, expressly for the purposes of ensuring the project has
22 sufficient resources to preserve the project for the purpose
23 of providing safe and affordable housing for low-income
24 residents and farm laborers including reducing or elimi-
25 nating interest; deferring loan payments, subordinating, re-

1 *ducing or reamortizing loan debt; and other financial as-*
 2 *sistance including advances, payments and incentives (in-*
 3 *cluding the ability of owners to obtain reasonable returns*
 4 *on investment) required by the Secretary: Provided further,*
 5 *That the Secretary shall as part of the preservation and*
 6 *revitalization agreement obtain a restrictive use agreement*
 7 *consistent with the terms of the restructuring: Provided fur-*
 8 *ther, That if the Secretary determines that additional funds*
 9 *for vouchers described in this paragraph are needed, funds*
 10 *for the preservation and revitalization demonstration pro-*
 11 *gram may be used for such vouchers: Provided further, That*
 12 *if Congress enacts legislation to permanently authorize a*
 13 *multi-family rental housing loan restructuring program*
 14 *similar to the demonstration program described herein, the*
 15 *Secretary may use funds made available for the demonstra-*
 16 *tion program under this heading to carry out such legisla-*
 17 *tion with the prior approval of the Committees on Appro-*
 18 *priations of both Houses of Congress: Provided further, That*
 19 *in addition to any other available funds, the Secretary may*
 20 *expend not more than \$1,000,000 total, from the program*
 21 *funds made available under this heading, for administra-*
 22 *tive expenses for activities funded under this heading.*

23 *MUTUAL AND SELF-HELP HOUSING GRANTS*

24 *For grants and contracts pursuant to section*
 25 *523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c),*

1 \$30,000,000, to remain available until expended: Provided,
 2 That of the total amount appropriated under this heading,
 3 the amount equal to the amount of Mutual and Self- Help
 4 Housing Grants allocated by the Secretary for Rural Eco-
 5 nomic Area Partnership Zones for the fiscal year 2011,
 6 shall be available through June 30, 2012, for communities
 7 designated by the Secretary of Agriculture as Rural Eco-
 8 nomic Area Partnership Zones.

9 *RURAL HOUSING ASSISTANCE GRANTS*

10 *(INCLUDING TRANSFER OF FUNDS)*

11 *For grants and contracts for very low-income housing*
 12 *repair, supervisory and technical assistance, compensation*
 13 *for construction defects, and rural housing preservation*
 14 *made by the Rural Housing Service, as authorized by 42*
 15 *U.S.C. 1474, 1479(c), 1490e, and 1490m, \$34,271,000, to*
 16 *remain available until expended: Provided, That of the total*
 17 *amount appropriated under this heading, the amount equal*
 18 *to the amount of Rural Housing Assistance Grants allo-*
 19 *cated by the Secretary for Rural Economic Area Partner-*
 20 *ship Zones for the fiscal year 2011, shall be available*
 21 *through June 30, 2012, for communities designated by the*
 22 *Secretary of Agriculture as Rural Economic Area Partner-*
 23 *ship Zones: Provided further, That any balances to carry*
 24 *out a housing demonstration program to provide revolving*
 25 *loans for the preservation of low-income multi-family hous-*

ing projects as authorized in Public Law 108–447 and Public Law 109–97 shall be transferred to and merged with the “Rural Housing Service, Multi-family Housing Revitalization Program Account”.

RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT
(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct loans as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$1,300,000,000.

For the cost of grants for rural community facilities programs as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$26,274,000, to remain available until expended: Provided, That \$4,242,000 of the amount appropriated under this heading shall be available for a Rural Community Development Initiative: Provided further, That such funds shall be used solely to develop the capacity and ability of private, nonprofit community-based housing and community development organizations, low-income rural communities, and Federally Recognized Native American Tribes to undertake projects to improve housing, community facilities, community and economic development projects in rural areas: Provided further, That such funds shall be made available to qualified private, nonprofit and public

1 intermediary organizations proposing to carry out a pro-
2 gram of financial and technical assistance: Provided fur-
3 ther, That such intermediary organizations shall provide
4 matching funds from other sources, including Federal funds
5 for related activities, in an amount not less than funds pro-
6 vided: Provided further, That \$5,938,000 of the amount ap-
7 propriated under this heading shall be to provide grants
8 for facilities in rural communities with extreme unemploy-
9 ment and severe economic depression (Public Law 106–
10 387), with up to 5 percent for administration and capacity
11 building in the State rural development offices: Provided
12 further, That \$3,369,000 of the amount appropriated under
13 this heading shall be available for community facilities
14 grants to tribal colleges, as authorized by section 306(a)(19)
15 of such Act: Provided further, That of the amount appro-
16 priated under this heading, the amount equal to the amount
17 of Rural Community Facilities Program Account funds al-
18 located by the Secretary for Rural Economic Area Partner-
19 ship Zones for the fiscal year 2011, shall be available
20 through June 30, 2012, for communities designated by the
21 Secretary of Agriculture as Rural Economic Area Partner-
22 ship Zones for the rural community programs described in
23 section 381E(d)(1) of the Consolidated Farm and Rural De-
24 velopment Act: Provided further, That sections 381E–H and
25 381N of the Consolidated Farm and Rural Development Act

1 *are not applicable to the funds made available under this*
 2 *heading: Provided further, That any prior balances in the*
 3 *Rural Development, Rural Community Advancement Pro-*
 4 *gram account for programs authorized by section 306 and*
 5 *described in section 381E(d)(1) of such Act be transferred*
 6 *and merged with this account and any other prior balances*
 7 *from the Rural Development, Rural Community Advance-*
 8 *ment Program account that the Secretary determines is ap-*
 9 *propriate to transfer.*

10 *RURAL BUSINESS—COOPERATIVE SERVICE*

11 *RURAL BUSINESS PROGRAM ACCOUNT*

12 *(INCLUDING TRANSFERS OF FUNDS)*

13 *For the cost of loan guarantees and grants, for the*
 14 *rural business development programs authorized by sections*
 15 *306 and 310B and described in sections 310B(f) and*
 16 *381E(d)(3) of the Consolidated Farm and Rural Develop-*
 17 *ment Act, \$79,665,000, to remain available until expended:*
 18 *Provided, That of the amount appropriated under this*
 19 *heading, not to exceed \$475,000 shall be made available for*
 20 *a grant to a qualified national organization to provide tech-*
 21 *nical assistance for rural transportation in order to pro-*
 22 *mote economic development and \$2,900,000 shall be for*
 23 *grants to the Delta Regional Authority (7 U.S.C. 2009aa*
 24 *et seq.) for any Rural Community Advancement Program*
 25 *purpose as described in section 381E(d) of the Consolidated*

1 *Farm and Rural Development Act, of which not more than*
2 *5 percent may be used for administrative expenses: Pro-*
3 *vided further, That \$4,000,000 of the amount appropriated*
4 *under this heading shall be for business grants to benefit*
5 *Federally Recognized Native American Tribes, including*
6 *\$250,000 for a grant to a qualified national organization*
7 *to provide technical assistance for rural transportation in*
8 *order to promote economic development: Provided further,*
9 *That of the amount appropriated under this heading, the*
10 *amount equal to the amount of Rural Business Program*
11 *Account funds allocated by the Secretary for Rural Eco-*
12 *nomie Area Partnership Zones for the fiscal year 2011,*
13 *shall be available through June 30, 2012, for communities*
14 *designated by the Secretary of Agriculture as Rural Eco-*
15 *nomie Area Partnership Zones for the rural business and*
16 *cooperative development programs described in section*
17 *381E(d)(3) of the Consolidated Farm and Rural Develop-*
18 *ment Act: Provided further, That sections 381E–H and*
19 *381N of the Consolidated Farm and Rural Development Act*
20 *are not applicable to funds made available under this head-*
21 *ing: Provided further, That any prior balances in the Rural*
22 *Development, Rural Community Advancement Program ac-*
23 *count for programs authorized by sections 306 and 310B*
24 *and described in sections 310B(f) and 381E(d)(3) of such*
25 *Act be transferred and merged with this account and any*

1 *other prior balances from the Rural Development, Rural*
 2 *Community Advancement Program account that the Sec-*
 3 *retary determines is appropriate to transfer.*

4 *RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT*
 5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For the principal amount of direct loans, as authorized*
 7 *by the Rural Development Loan Fund (42 U.S.C. 9812(a)),*
 8 *\$20,661,000. For the cost of direct loans, \$7,000,000, as au-*
 9 *thorized by the Rural Development Loan Fund (42 U.S.C.*
 10 *9812(a)), of which \$1,000,000 shall be available through*
 11 *June 30, 2012, for Federally Recognized Native American*
 12 *Tribes and of which \$2,000,000 shall be available through*
 13 *June 30, 2012, for Mississippi Delta Region counties (as*
 14 *determined in accordance with Public Law 100–460): Pro-*
 15 *vided, That such costs, including the cost of modifying such*
 16 *loans, shall be as defined in section 502 of the Congressional*
 17 *Budget Act of 1974: Provided further, That of the total*
 18 *amount appropriated under this heading, the amount equal*
 19 *to the amount of Rural Development Loan Fund Program*
 20 *Account funds allocated by the Secretary for Rural Eco-*
 21 *nomie Area Partnership Zones for the fiscal year 2011,*
 22 *shall be available through June 30, 2012, for communities*
 23 *designated by the Secretary of Agriculture as Rural Eco-*
 24 *nomie Area Partnership Zones.*

7 (INCLUDING RESCISSION OF FUNDS)

12 *Of the funds derived from interest on the cushion of*
13 *credit payments, as authorized by section 313 of the Rural*
14 *Electrification Act of 1936, \$155,000,000 shall not be obli-*
15 *gated and \$155,000,000 are rescinded.*

For rural cooperative development grants authorized under section 310B(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932), \$27,915,000, of which \$2,250,000 shall be for cooperative agreements for the appropriate technology transfer for rural areas program: Provided, That not to exceed \$2,938,000 shall be for grants for cooperative development centers, individual cooperatives, or groups of cooperatives that serve socially disadvantaged groups and a majority of the boards of directors or gov-

1 *erning boards of which are comprised of individuals who*
 2 *are members of socially disadvantaged groups; and of which*
 3 *\$16,005,000, to remain available until expended, shall be*
 4 *for value-added agricultural product market development*
 5 *grants, as authorized by section 231 of the Agricultural*
 6 *Risk Protection Act of 2000 (7 U.S.C. 1621 note).*

7 *RURAL ENERGY FOR AMERICA PROGRAM*

8 *For the cost of a program of loan guarantees and*
 9 *grants, under the same terms and conditions as authorized*
 10 *by section 9007 of the Farm Security and Rural Investment*
 11 *Act of 2002 (7 U.S.C. 8107), \$4,500,000: Provided, That*
 12 *the cost of loan guarantees, including the cost of modifying*
 13 *such loans, shall be as defined in section 502 of the Congres-*
 14 *sional Budget Act of 1974.*

15 *RURAL UTILITIES SERVICE*

16 *RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT*

17 *(INCLUDING TRANSFERS OF FUNDS)*

18 *For the cost of direct loans, loan guarantees, and*
 19 *grants for the rural water, waste water, waste disposal, and*
 20 *solid waste management programs authorized by sections*
 21 *306, 306A, 306C, 306D, 306E, and 310B and described in*
 22 *sections 306C(a)(2), 306D, 306E, and 381E(d)(2) of the*
 23 *Consolidated Farm and Rural Development Act,*
 24 *\$509,295,000, to remain available until expended, of which*
 25 *not to exceed \$422,000 shall be available for the rural utili-*

1 *ties program described in section 306(a)(2)(B) of such Act,*
2 *and of which not to exceed \$844,000 shall be available for*
3 *the rural utilities program described in section 306E of*
4 *such Act: Provided, That \$67,200,000 of the amount appro-*
5 *priated under this heading shall be for loans and grants*
6 *including water and waste disposal systems grants author-*
7 *ized by 306C(a)(2)(B) and 306D of the Consolidated Farm*
8 *and Rural Development Act, Federally recognized Native*
9 *American Tribes authorized by 306C(a)(1), and the Depart-*
10 *ment of Hawaiian Home Lands (of the State of Hawaii):*
11 *Provided further, That funding provided for section 306D*
12 *of the Consolidated Farm and Rural Development Act may*
13 *be provided to a consortium formed pursuant to section 325*
14 *of Public Law 105–83: Provided further, That not more*
15 *than 2 percent of the funding provided for section 306D*
16 *of the Consolidated Farm and Rural Development Act may*
17 *be used by the State of Alaska for training and technical*
18 *assistance programs and not more than 2 percent of the*
19 *funding provided for section 306D of the Consolidated*
20 *Farm and Rural Development Act may be used by a consor-*
21 *tium formed pursuant to section 325 of Public Law 105–*
22 *83 for training and technical assistance programs: Pro-*
23 *vided further, That not to exceed \$19,000,000 of the amount*
24 *appropriated under this heading shall be for technical as-*
25 *sistance grants for rural water and waste systems pursuant*

1 to section 306(a)(14) of such Act, unless the Secretary
2 makes a determination of extreme need, of which \$5,750,000
3 shall be made available for a grant to a qualified non-profit
4 multi-state regional technical assistance organization, with
5 experience in working with small communities on water
6 and waste water problems, the principal purpose of such
7 grant shall be to assist rural communities with populations
8 of 3,300 or less, in improving the planning, financing, de-
9 velopment, operation, and management of water and waste
10 water systems, and of which not less than \$800,000 shall
11 be for a qualified national Native American organization
12 to provide technical assistance for rural water systems for
13 tribal communities: Provided further, That not to exceed
14 \$15,000,000 of the amount appropriated under this heading
15 shall be for contracting with qualified national organiza-
16 tions for a circuit rider program to provide technical assist-
17 ance for rural water systems: Provided further, That of the
18 amount appropriated under this heading, the amount equal
19 to the amount of Rural Water and Waste Disposal Program
20 Account funds allocated by the Secretary for Rural Eco-
21 nomic Area Partnership Zones for the fiscal year 2011,
22 shall be available through June 30, 2012, for communities
23 designated by the Secretary of Agriculture as Rural Eco-
24 nomic Area Partnership Zones for the rural utilities pro-
25 grams described in section 381E(d)(2) of the Consolidated

1 *Farm and Rural Development Act: Provided further, That*
 2 *\$10,000,000 of the amount appropriated under this heading*
 3 *shall be transferred to, and merged with, the Rural Utilities*
 4 *Service, High Energy Cost Grants Account to provide*
 5 *grants authorized under section 19 of the Rural Electrifica-*
 6 *tion Act of 1936 (7 U.S.C. 918a): Provided further, That*
 7 *any prior year balances for high cost energy grants author-*
 8 *ized by section 19 of the Rural Electrification Act of 1936*
 9 *(7 U.S.C. 918a) shall be transferred to and merged with*
 10 *the Rural Utilities Service, High Energy Costs Grants Ac-*
 11 *count: Provided further, That sections 381E–H and 381N*
 12 *of the Consolidated Farm and Rural Development Act are*
 13 *not applicable to the funds made available under this head-*
 14 *ing: Provided further, That any prior balances in the Rural*
 15 *Development, Rural Community Advancement Program ac-*
 16 *count programs authorized by sections 306, 306A, 306C,*
 17 *306D, 306E, and 310B and described in sections*
 18 *306C(a)(2), 306D, 306E, and 381E(d)(2) of such Act be*
 19 *transferred to and merged with this account and any other*
 20 *prior balances from the Rural Development, Rural Commu-*
 21 *nity Advancement Program account that the Secretary de-*
 22 *termines is appropriate to transfer.*

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

4 *The principal amount of direct and guaranteed loans*
5 *as authorized by sections 305 and 306 of the Rural Elec-*
6 *trification Act of 1936 (7 U.S.C. 935 and 936) shall be*
7 *made as follows: 5 percent rural electrification loans,*
8 *\$100,000,000; loans made pursuant to section 306 of that*
9 *Act, rural electric, \$6,500,000,000; guaranteed under-*
10 *writing loans pursuant to section 313A, \$424,286,000; 5*
11 *percent rural telecommunications loans, \$145,000,000; cost*
12 *of money rural telecommunications loans, \$250,000,000;*
13 *and for loans made pursuant to section 306 of that Act,*
14 *rural telecommunications loans, \$295,000,000.*

15 *For the cost of guaranteed loans, including the cost of*
16 *modifying loans, as defined in section 502 of the Congres-*
17 *sional Budget Act of 1974, as follows: \$594,000 for guaran-*
18 *teed underwriting loans authorized by section 313A of the*
19 *Rural Electrification Act of 1936 (7 U.S.C. 940c–1).*

20 *In addition, for administrative expenses necessary to*
21 *carry out the direct and guaranteed loan programs,*
22 *\$36,382,000, which shall be transferred to and merged with*
23 *the appropriation for “Rural Development, Salaries and*
24 *Expenses”.*

1 *DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND*
2 *PROGRAM*

3 *For the principal amount of broadband telecommuni-*
4 *cation loans, \$282,686,000.*

5 *For grants for telemedicine and distance learning serv-*
6 *ices in rural areas, as authorized by 7 U.S.C. 950aaa et*
7 *seq., \$28,570,000, to remain available until expended: Pro-*
8 *vided, That \$3,000,000 shall be made available for grants*
9 *authorized by 379G of the Consolidated Farm and Rural*
10 *Development Act: Provided further, That \$3,000,000 shall*
11 *be made available to those noncommercial educational tele-*
12 *vision broadcast stations that serve rural areas and are*
13 *qualified for Community Service Grants by the Corporation*
14 *for Public Broadcasting under section 396(k) of the Com-*
15 *munications Act of 1934, including associated translators*
16 *and repeaters, regardless of the location of their main trans-*
17 *mitter, studio-to-transmitter links, and equipment to allow*
18 *local control over digital content and programming through*
19 *the use of high definition broadcast, multi-casting and*
20 *datacasting technologies.*

21 *For the cost of broadband loans, as authorized by sec-*
22 *tion 601 of the Rural Electrification Act, \$8,000,000, to re-*
23 *main available until expended: Provided, That the cost of*
24 *direct loans shall be as defined in section 502 of the Con-*
25 *gressional Budget Act of 1974.*

DOMESTIC FOOD PROGRAMS

10 *For necessary expenses of the Office of the Under Sec-*
11 *retary for Food, Nutrition and Consumer Services,*
12 *\$770,000.*

CHILD NUTRITION PROGRAMS

16 *For necessary expenses to carry out the Richard B.*
17 *Russell National School Lunch Act (42 U.S.C. 1751 et seq.),*
18 *except section 21, and the Child Nutrition Act of 1966 (42*
19 *U.S.C. 1771 et seq.), except sections 17 and 21;*
20 *\$18,151,176,000, to remain available through September*
21 *30, 2013, of which such sums as are made available under*
22 *section 14222(b)(1) of the Food, Conservation, and Energy*
23 *Act of 2008 (Public Law 110–246), as amended by this Act,*
24 *shall be merged with and available for the same time period*
25 *and purposes as provided herein: Provided, That the total*

1 *amount available, \$1,000,000 shall be available to imple-*
 2 *ment section 23 of the Child Nutrition Act of 1966 (42*
 3 *U.S.C. 1771 et seq): Provided further, That section*
 4 *14222(b)(1) of the Food, Conservation, and Energy Act of*
 5 *2008 is amended by adding at the end before the period,*
 6 *“except section 21, and the Child Nutrition Act of 1966 (42*
 7 *U.S.C. 1771 et seq.), except sections 17 and 21”.*

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

10 *For necessary expenses to carry out the special supple-*
 11 *mental nutrition program as authorized by section 17 of*
 12 *the Child Nutrition Act of 1966 (42 U.S.C. 1786),*
 13 *\$6,582,497,000, to remain available through September 30,*
 14 *2013: Provided, That notwithstanding section 17(h)(10) of*
 15 *the Child Nutrition Act of 1966 (42 U.S.C. 1786(h)(10)),*
 16 *of the amounts made available under this heading, not less*
 17 *than \$60,000,000 shall be used for breast-feeding peer coun-*
 18 *selors and other related activities: Provided further, That*
 19 *funds made available for the purposes specified in section*
 20 *17(h)(10)(B) shall only be made available upon a deter-*
 21 *mination by the Secretary that funds are available to meet*
 22 *caseload requirements: Provided further, That none of the*
 23 *funds provided in this account shall be available for the*
 24 *purchase of infant formula except in accordance with the*
 25 *cost containment and competitive bidding requirements*

1 *specified in section 17 of such Act: Provided further, That*
 2 *none of the funds provided shall be available for activities*
 3 *that are not fully reimbursed by other Federal Government*
 4 *departments or agencies unless authorized by section 17 of*
 5 *such Act.*

6 *SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM*

7 *For necessary expenses to carry out the Food and Nu-*
 8 *trition Act of 2008 (7 U.S.C. 2011 et seq.), \$80,402,722,000,*
 9 *of which \$3,000,000,000, to remain available through Sep-*
 10 *tember 30, 2013, shall be placed in reserve for use only in*
 11 *such amounts and at such times as may become necessary*
 12 *to carry out program operations: Provided, That funds pro-*
 13 *vided herein shall be expended in accordance with section*
 14 *16 of the Food and Nutrition Act of 2008: Provided further,*
 15 *That of the funds made available under this heading,*
 16 *\$1,000,000 may be used to provide nutrition education serv-*
 17 *ices to state agencies and Federally recognized tribes par-*
 18 *ticipating in the Food Distribution Program on Indian*
 19 *Reservations: Provided further, That this appropriation*
 20 *shall be subject to any work registration or workfare re-*
 21 *quirements as may be required by law: Provided further,*
 22 *That funds made available for Employment and Training*
 23 *under this heading shall remain available until expended,*
 24 *notwithstanding section 16(h)(1) of the Food and Nutrition*
 25 *Act of 2008: Provided further, That funds made available*

1 *under this heading may be used to enter into contracts and*
 2 *employ staff to conduct studies, evaluations, or to conduct*
 3 *activities related to program integrity provided that such*
 4 *activities are authorized by the Food and Nutrition Act of*
 5 *2008.*

6 *COMMODITY ASSISTANCE PROGRAM*

7 *For necessary expenses to carry out disaster assistance*
 8 *and the Commodity Supplemental Food Program as au-*
 9 *thorized by section 4(a) of the Agriculture and Consumer*
 10 *Protection Act of 1973 (7 U.S.C. 612c note); the Emergency*
 11 *Food Assistance Act of 1983; special assistance for the nu-*
 12 *clear affected islands, as authorized by section 103(f)(2) of*
 13 *the Compact of Free Association Amendments Act of 2003*
 14 *(Public Law 108–188); and the Farmers’ Market Nutrition*
 15 *Program, as authorized by section 17(m) of the Child Nutri-*
 16 *tion Act of 1966, \$242,336,000, to remain available through*
 17 *September 30, 2013: Provided, That none of these funds*
 18 *shall be available to reimburse the Commodity Credit Cor-*
 19 *poration for commodities donated to the program: Provided*
 20 *further, That notwithstanding any other provision of law,*
 21 *effective with funds made available in fiscal year 2011 to*
 22 *support the Seniors Farmers’ Market Nutrition Program,*
 23 *as authorized by section 4402 of the Farm Security and*
 24 *Rural Investment Act of 2002, such funds shall remain*
 25 *available through September 30, 2013: Provided further,*

1 *That of the funds made available under section 27(a) of*
 2 *the Food and Nutrition Act of 2008 (7 U.S.C. 2036(a)),*
 3 *the Secretary may use up to 10 percent for costs associated*
 4 *with the distribution of commodities.*

5 *NUTRITION PROGRAMS ADMINISTRATION*

6 *For necessary administrative expenses of the Food and*
 7 *Nutrition Service for carrying out any domestic nutrition*
 8 *assistance program, \$140,130,000: Provided,*
 9 *That \$2,000,000 shall be used for the purposes of section*
 10 *4404 of Public Law 107–171, as amended by section 4401*
 11 *of Public Law 110–246.*

12 *TITLE V*

13 *FOREIGN ASSISTANCE AND RELATED PROGRAMS*

14 *FOREIGN AGRICULTURAL SERVICE*

15 *SALARIES AND EXPENSES*

16 *(INCLUDING TRANSFERS OF FUNDS)*

17 *For necessary expenses of the Foreign Agricultural*
 18 *Service, including not to exceed \$158,000 for representation*
 19 *allowances and for expenses pursuant to section 8 of the*
 20 *Act approved August 3, 1956 (7 U.S.C. 1766),*
 21 *\$176,347,000: Provided, That the Service may utilize ad-*
 22 *vances of funds, or reimburse this appropriation for expend-*
 23 *itures made on behalf of Federal agencies, public and pri-*
 24 *vate organizations and institutions under agreements exe-*
 25 *cuted pursuant to the agricultural food production assist-*

1 *ance programs (7 U.S.C. 1737) and the foreign assistance*
 2 *programs of the United States Agency for International De-*
 3 *velopment: Provided further, That funds made available for*
 4 *middle-income country training programs and up to*
 5 *\$2,000,000 of the Foreign Agricultural Service appropria-*
 6 *tion solely for the purpose of offsetting fluctuations in inter-*
 7 *national currency exchange rates, subject to documentation*
 8 *by the Foreign Agricultural Service, shall remain available*
 9 *until expended.*

10 *FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD FOR*

11 *PROGRESS PROGRAM ACCOUNT*

12 *(INCLUDING TRANSFERS OF FUNDS)*

13 *For administrative expenses to carry out the credit*
 14 *program of title I, Food for Peace Act (Public Law 83–*
 15 *480) and the Food for Progress Act of 1985, \$2,666,000,*
 16 *shall be transferred to and merged with the appropriation*
 17 *for “Farm Service Agency, Salaries and Expenses”: Pro-*
 18 *vided, That funds made available for the cost of agreements*
 19 *under title I of the Agricultural Trade Development and*
 20 *Assistance Act of 1954 and for title I ocean freight differen-*
 21 *tial may be used interchangeably between the two accounts*
 22 *with prior notice to the Committees on Appropriations of*
 23 *both Houses of Congress.*

1 *FOOD FOR PEACE TITLE II GRANTS*

2 *For expenses during the current fiscal year, not other-*
 3 *wise recoverable, and unrecovered prior years' costs, includ-*
 4 *ing interest thereon, under the Food for Peace Act (Public*
 5 *Law 83-480, as amended), for commodities supplied in*
 6 *connection with dispositions abroad under title II of said*
 7 *Act, \$1,562,000,000, to remain available until expended.*

8 *MC GOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION*
 9 *AND CHILD NUTRITION PROGRAM GRANTS*

10 *For necessary expenses to carry out the provisions of*
 11 *section 3107 of the Farm Security and Rural Investment*
 12 *Act of 2002 (7 U.S.C. 1736o-1), \$188,000,000, to remain*
 13 *available until expended: Provided, That the Commodity*
 14 *Credit Corporation is authorized to provide the services, fa-*
 15 *cilities, and authorities for the purpose of implementing*
 16 *such section, subject to reimbursement from amounts pro-*
 17 *vided herein.*

18 *COMMODITY CREDIT CORPORATION EXPORT (LOANS)*

19 *CREDIT GUARANTEE PROGRAM ACCOUNT*

20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *For administrative expenses to carry out the Com-*
 22 *modity Credit Corporation's export guarantee program,*
 23 *GSM 102 and GSM 103, \$6,465,000; to cover common over-*
 24 *head expenses as permitted by section 11 of the Commodity*
 25 *Credit Corporation Charter Act and in conformity with the*

1 *Federal Credit Reform Act of 1990, of which \$6,129,000*
 2 *shall be transferred to and merged with the appropriation*
 3 *for “Foreign Agricultural Service, Salaries and Expenses”,*
 4 *and of which \$336,000 shall be transferred to and merged*
 5 *with the appropriation for “Farm Service Agency, Salaries*
 6 *and Expenses”.*

7 *TITLE VI*

8 *RELATED AGENCIES AND FOOD AND DRUG*

9 *ADMINISTRATION*

10 *DEPARTMENT OF HEALTH AND HUMAN*

11 *SERVICES*

12 *FOOD AND DRUG ADMINISTRATION*

13 *SALARIES AND EXPENSES*

14 *For necessary expenses of the Food and Drug Adminis-*
 15 *tration, including hire and purchase of passenger motor ve-*
 16 *hicles; for payment of space rental and related costs pursu-*
 17 *ant to Public Law 92–313 for programs and activities of*
 18 *the Food and Drug Administration which are included in*
 19 *this Act; for rental of special purpose space in the District*
 20 *of Columbia or elsewhere; for miscellaneous and emergency*
 21 *expenses of enforcement activities, authorized and approved*
 22 *by the Secretary and to be accounted for solely on the Sec-*
 23 *retary’s certificate, not to exceed \$25,000; and notwith-*
 24 *standing section 521 of Public Law 107–188;*
 25 *\$3,859,402,000: Provided, That of the amount provided*

1 under this heading, \$702,172,000 shall be derived from pre-
2 scription drug user fees authorized by 21 U.S.C. 379h shall
3 be credited to this account and remain available until ex-
4 pended, and shall not include any fees pursuant to 21
5 U.S.C. 379h(a)(2) and (a)(3) assessed for fiscal year 2013
6 but collected in fiscal year 2012; \$57,605,000 shall be de-
7 rived from medical device user fees authorized by 21 U.S.C.
8 379j, and shall be credited to this account and remain
9 available until expended; \$21,768,000 shall be derived from
10 animal drug user fees authorized by 21 U.S.C. 379j, and
11 shall be credited to this account and remain available until
12 expended; \$5,706,000 shall be derived from animal generic
13 drug user fees authorized by 21 U.S.C. 379f, and shall be
14 credited to this account and shall remain available until
15 expended; \$477,000,000 shall be derived from tobacco prod-
16 uct user fees authorized by 21 U.S.C. 387s and shall be cred-
17 ited to this account and remain available until expended;
18 \$12,364,000 shall be derived from food and feed recall fees
19 authorized by section 743 of the Federal Food, Drug, and
20 Cosmetic Act (Public Law 75–717), as amended by the Food
21 Safety Modernization Act (Public Law 111–353), and shall
22 be credited to this account and remain available until ex-
23 pended; \$14,700,000 shall be derived from food reinspection
24 fees authorized by section 743 of the Federal Food, Drug,
25 and Cosmetic Act (Public Law 75–717), as amended by the

1 *Food Safety Modernization Act (Public Law 111–353), and*
2 *shall be credited to this account and remain available until*
3 *expended; and \$71,066,000 shall be derived from voluntary*
4 *qualified importer program fees authorized by section 743*
5 *of the Federal Food, Drug, and Cosmetic Act (Public Law*
6 *75–717), as amended by the Food Safety Modernization Act*
7 *(Public Law 111–353), and shall be credited to this account*
8 *and remain available until expended: Provided further,*
9 *That in addition and notwithstanding any other provision*
10 *under this heading, amounts collected for prescription drug*
11 *user fees that exceed the fiscal year 2012 limitation are ap-*
12 *propriated and shall be credited to this account and remain*
13 *available until expended: Provided further, That fees de-*
14 *rived from prescription drug, medical device, animal drug,*
15 *animal generic drug, and tobacco product assessments for*
16 *fiscal year 2012 received during fiscal year 2012, including*
17 *any such fees assessed prior to fiscal year 2012 but credited*
18 *for fiscal year 2012, shall be subject to the fiscal year 2012*
19 *limitations: Provided further, That none of these funds shall*
20 *be used to develop, establish, or operate any program of user*
21 *fees authorized by 31 U.S.C. 9701: Provided further, That*
22 *of the total amount appropriated: (1) \$944,979,000 shall*
23 *be for the Center for Food Safety and Applied Nutrition*
24 *and related field activities in the Office of Regulatory Af-*
25 *fairs; (2) \$978,205,000 shall be for the Center for Drug*

1 *Evaluation and Research and related field activities in the*
 2 *Office of Regulatory Affairs, of which no less than*
 3 *\$52,947,000 shall be available for the Office of Generic*
 4 *Drugs; (3) \$328,886,000 shall be for the Center for Biologics*
 5 *Evaluation and Research and for related field activities in*
 6 *the Office of Regulatory Affairs; (4) \$166,365,000 shall be*
 7 *for the Center for Veterinary Medicine and for related field*
 8 *activities in the Office of Regulatory Affairs; (5)*
 9 *\$356,659,000 shall be for the Center for Devices and Radio-*
 10 *logical Health and for related field activities in the Office*
 11 *of Regulatory Affairs; (6) \$60,039,000 shall be for the Na-*
 12 *tional Center for Toxicological Research; (7) \$454,751,000*
 13 *shall be for the Center for Tobacco Products and for related*
 14 *field activities in the Office of Regulatory Affairs; (8) not*
 15 *to exceed \$133,879,000 shall be for Rent and Related activi-*
 16 *ties, of which \$43,981,000 is for White Oak Consolidation,*
 17 *other than the amounts paid to the General Services Ad-*
 18 *ministration for rent; (9) not to exceed \$209,392,000 shall*
 19 *be for payments to the General Services Administration for*
 20 *rent; and (10) \$226,247,000 shall be for other activities, in-*
 21 *cluding the Office of the Commissioner of Food and Drugs,*
 22 *the Office of Foods, the Office of Medical and Tobacco Prod-*
 23 *ucts, the Office of Global and Regulatory Policy, the Office*
 24 *of Operations, the Office of the Chief Scientist, and central*
 25 *services for these offices: Provided further, That not to ex-*

1 *ceed \$25,000 of this amount shall be for official reception*
 2 *and representation expenses, not otherwise provided for, as*
 3 *determined by the Commissioner: Provided further, That*
 4 *funds be may transferred from one specified activity to an-*
 5 *other with the prior approval of the Committees on Appro-*
 6 *priations of both Houses of Congress.*

7 *In addition, mammography user fees authorized by 42*
 8 *U.S.C. 263b, export certification user fees authorized by 21*
 9 *U.S.C. 381, and priority review user fees authorized by 21*
 10 *U.S.C. 360n may be credited to this account, to remain*
 11 *available until expended.*

12 *BUILDINGS AND FACILITIES*

13 *For plans, construction, repair, improvement, exten-*
 14 *sion, alteration, and purchase of fixed equipment or facili-*
 15 *ties of or used by the Food and Drug Administration, where*
 16 *not otherwise provided, \$8,982,000, to remain available*
 17 *until expended.*

18 *INDEPENDENT AGENCY*

19 *FARM CREDIT ADMINISTRATION*

20 *LIMITATION ON ADMINISTRATIVE EXPENSES*

21 *Not to exceed \$62,000,000 (from assessments collected*
 22 *from farm credit institutions, including the Federal Agri-*
 23 *cultural Mortgage Corporation) shall be obligated during*
 24 *the current fiscal year for administrative expenses as au-*
 25 *thorized under 12 U.S.C. 2249: Provided, That this limita-*

1 *tion shall not apply to expenses associated with receiver-*
 2 *ships.*

3 *TITLE VII*

4 *GENERAL PROVISIONS*

5 *(INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)*

6 *SEC. 701. Within the unit limit of cost fixed by law,*
 7 *appropriations and authorizations made for the Depart-*
 8 *ment of Agriculture for the current fiscal year under this*
 9 *Act shall be available for the purchase, in addition to those*
 10 *specifically provided for, of not to exceed 204 passenger*
 11 *motor vehicles, of which 170 shall be for replacement only,*
 12 *and for the hire of such vehicles.*

13 *SEC. 702. The Secretary of Agriculture may transfer*
 14 *unobligated balances of discretionary funds appropriated*
 15 *by this Act or other available unobligated discretionary bal-*
 16 *ances of the Department of Agriculture to the Working Cap-*
 17 *ital Fund for the acquisition of plant and capital equip-*
 18 *ment necessary for the delivery of financial, administrative,*
 19 *and information technology services of primary benefit to*
 20 *the agencies of the Department of Agriculture: Provided,*
 21 *That none of the funds made available by this Act or any*
 22 *other Act shall be transferred to the Working Capital Fund*
 23 *without the prior approval of the agency administrator:*
 24 *Provided further, That none of the funds transferred to the*
 25 *Working Capital Fund pursuant to this section shall be*

1 *available for obligation without written notification to and*
2 *the prior approval of the Committees on Appropriations of*
3 *both Houses of Congress: Provided further, That none of the*
4 *funds appropriated by this Act or made available to the*
5 *Department's Working Capital Fund shall be available for*
6 *obligation or expenditure to make any changes to the De-*
7 *partment's National Finance Center without written notifi-*
8 *cation to and prior approval of the Committees on Appro-*
9 *priations of both Houses of Congress as required by section*
10 *711 of this Act: Provided further, That of annual income*
11 *amounts in the Working Capital Fund of the Department*
12 *of Agriculture allocated for the National Finance Center,*
13 *the Secretary may reserve not more than 4 percent for the*
14 *replacement or acquisition of capital equipment, including*
15 *equipment for the improvement and implementation of a*
16 *financial management plan, information technology, and*
17 *other systems of the National Finance Center or to pay any*
18 *unforeseen, extraordinary cost of the National Finance Cen-*
19 *ter: Provided further, That none of the amounts reserved*
20 *shall be available for obligation unless the Secretary sub-*
21 *mits written notification of the obligation to the Committees*
22 *on Appropriations of the House of Representatives and the*
23 *Senate: Provided further, That the limitation on the obliga-*
24 *tion of funds pending notification to Congressional Com-*
25 *mittees shall not apply to any obligation that, as deter-*

1 *mined by the Secretary, is necessary to respond to a de-*
2 *clared state of emergency that significantly impacts the op-*
3 *erations of the National Finance Center; or to evacuate em-*
4 *ployees of the National Finance Center to a safe haven to*
5 *continue operations of the National Finance Center.*

6 *SEC. 703. No part of any appropriation contained in*
7 *this Act shall remain available for obligation beyond the*
8 *current fiscal year unless expressly so provided herein.*

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

21 *SEC. 705. Appropriations to the Department of Agri-*
22 *culture for the cost of direct and guaranteed loans made*
23 *available in the current fiscal year shall remain available*
24 *until expended to disburse obligations made in the current*
25 *fiscal year for the following accounts: the Rural Develop-*

1 ment Loan Fund program account, the Rural Electrifica-
2 tion and Telecommunication Loans program account, and
3 the Rural Housing Insurance Fund program account.

4 SEC. 706. Hereafter, none of the funds appropriated
5 by this Act may be used to carry out section 410 of the
6 Federal Meat Inspection Act (21 U.S.C. 679a) or section
7 30 of the Poultry Products Inspection Act (21 U.S.C. 471).

8 SEC. 707. None of the funds made available to the De-
9 partment of Agriculture by this Act may be used to acquire
10 new information technology systems or significant up-
11 grades, as determined by the Office of the Chief Information
12 Officer, without the approval of the Chief Information Offi-
13 cer and the concurrence of the Executive Information Tech-
14 nology Investment Review Board: Provided, That notwith-
15 standing any other provision of law, none of the funds ap-
16 propriated or otherwise made available by this Act may be
17 transferred to the Office of the Chief Information Officer
18 without written notification to and the prior approval of
19 the Committees on Appropriations of both Houses of Con-
20 gress: Provided further, That none of the funds available
21 to the Department of Agriculture for information technology
22 shall be obligated for projects over \$25,000 prior to receipt
23 of written approval by the Chief Information Officer.

24 SEC. 708. Funds made available under section 1240I
25 and section 1241(a) of the Food Security Act of 1985 and

1 *section 524(b) of the Federal Crop Insurance Act (7 U.S.C.*
2 *1524(b)) in the current fiscal year shall remain available*
3 *until expended to disburse obligations made in the current*
4 *fiscal year.*

5 *SEC. 709. Hereafter, notwithstanding any other provi-*
6 *sion of law, any former RUS borrower that has repaid or*
7 *prepaid an insured, direct or guaranteed loan under the*
8 *Rural Electrification Act, or any not-for-profit utility that*
9 *is eligible to receive an insured or direct loan under such*
10 *Act, shall be eligible for assistance under section*
11 *313(b)(2)(B) of such Act in the same manner as a borrower*
12 *under such Act.*

13 *SEC. 710. Notwithstanding any other provision of law,*
14 *for the purposes of a grant under section 412 of the Agricul-*
15 *tural Research, Extension, and Education Reform Act of*
16 *1998, none of the funds in this or any other Act may be*
17 *used to prohibit the provision of in-kind support from non-*
18 *Federal sources under section 412(e)(3) in the form of unre-*
19 *covered indirect costs not otherwise charged against the*
20 *grant, consistent with the indirect rate of cost approved for*
21 *a recipient.*

22 *SEC. 711. Except as otherwise specifically provided by*
23 *law, unobligated balances remaining available at the end*
24 *of the fiscal year from appropriations made available for*
25 *salaries and expenses in this Act for the Farm Service Agen-*

1 *cy and the Rural Development mission area, shall remain*
2 *available through September 30, 2013, for information tech-*
3 *nology expenses.*

4 *SEC. 712. The Secretary of Agriculture may authorize*
5 *a State agency to use funds provided in this Act to exceed*
6 *the maximum amount of liquid infant formula specified in*
7 *7 C.F.R. 246.10 when issuing liquid infant formula to par-*
8 *ticipants.*

9 *SEC. 713. No employee of the Department of Agri-*
10 *culture may be detailed or assigned from an agency or office*
11 *funded by this Act or any other Act to any other agency*
12 *or office of the Department for more than 30 days unless*
13 *the individual's employing agency or office is fully reim-*
14 *bursed by the receiving agency or office for the salary and*
15 *expenses of the employee for the period of assignment.*

16 *SEC. 714. In the case of each program established or*
17 *amended by the Food, Conservation, and Energy Act of*
18 *2008 (Public Law 110–246), other than by title I or subtitle*
19 *A of title III of such Act, or programs for which indefinite*
20 *amounts were provided in that Act that is authorized or*
21 *required to be carried out using funds of the Commodity*
22 *Credit Corporation—*

23 *(1) such funds shall be available for salaries and*
24 *related administrative expenses, including technical*
25 *assistance, associated with the implementation of the*

1 *program, without regard to the limitation on the total*
2 *amount of allotments and fund transfers contained in*
3 *section 11 of the Commodity Credit Corporation*
4 *Charter Act (15 U.S.C. 714i); and*

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

10 *SEC. 715. Funds provided by this Act may be used*
11 *notwithstanding the requirements of 7 U.S.C. 1736f(e)(1).*

12 *SEC. 716. None of the funds made available by this*
13 *or any other Act may be used to close or relocate a Rural*
14 *Development office unless or until the Secretary of Agri-*
15 *culture determines the cost effectiveness and/or enhancement*
16 *of program delivery: Provided, That not later than 120 days*
17 *before the date of the proposed closure or relocation, the Sec-*
18 *retary notifies in writing the Committees on Appropriation*
19 *of the House and Senate, and the members of Congress from*
20 *the State in which the office is located of the proposed clo-*
21 *sure or relocation and provides a report that describes the*
22 *justifications for such closures and relocations.*

23 *SEC. 717. Appropriations to the Department of Agri-*
24 *culture made available in fiscal years 2005, 2006, and 2007*
25 *to carry out section 601 of the Rural Electrification Act*

1 of 1936 (7 U.S.C. 950bb) for the cost of direct loans shall
2 remain available until expended to disburse valid obliga-
3 tions.

4 SEC. 718. None of the funds made available in fiscal
5 year 2012 or preceding fiscal years for programs authorized
6 under the Food for Peace Act (7 U.S.C. 1691 et seq.) in
7 excess of \$20,000,000 shall be used to reimburse the Com-
8 modity Credit Corporation for the release of eligible com-
9 modities under section 302(f)(2)(A) of the Bill Emerson
10 Humanitarian Trust Act (7 U.S.C. 1736f-1): Provided,
11 That any such funds made available to reimburse the Com-
12 modity Credit Corporation shall only be used pursuant to
13 section 302(b)(2)(B)(i) of the Bill Emerson Humanitarian
14 Trust Act.

15 SEC. 719. Of the funds made available by this Act, not
16 more than \$1,800,000 shall be used to cover necessary ex-
17 penses of activities related to all advisory committees, pan-
18 els, commissions, and task forces of the Department of Agri-
19 culture, except for panels used to comply with negotiated
20 rule makings and panels used to evaluate competitively
21 awarded grants.

22 SEC. 720. Notwithstanding any other provision of law,
23 school food authorities which received a grant for equipment
24 assistance under the grant program carried out pursuant
25 to the heading “Food and Nutrition Service Child Nutrition

1 *Programs” in title I of division A of the American Recovery*
2 *and Reinvestment Act of 2009 (Public Law 111–5) shall*
3 *be eligible to receive a grant under section 749 (j) of the*
4 *Agriculture, Rural Development, Food and Drug Adminis-*
5 *tration, and Related Agencies Appropriations Act, 2010*
6 *(Public Law 111–80).*

7 *SEC. 721. There is hereby appropriated \$1,996,000 to*
8 *carry out section 1621 of Public Law 110–246.*

9 *SEC. 722. There is hereby appropriated \$600,000 to*
10 *the Farm Service Agency to carry out a pilot program to*
11 *demonstrate the use of new technologies that increase the*
12 *rate of growth of re-forested hardwood trees on private non-*
13 *industrial forests lands, enrolling lands on the coast of the*
14 *Gulf of Mexico that were damaged by Hurricane Katrina*
15 *in 2005.*

16 *SEC. 723. (a) None of the funds provided by this Act,*
17 *or provided by previous Appropriations Acts to the agencies*
18 *funded by this Act that remain available for obligation or*
19 *expenditure in the current fiscal year, or provided from any*
20 *accounts in the Treasury of the United States derived by*
21 *the collection of fees available to the agencies funded by this*
22 *Act, shall be available for obligation or expenditure through*
23 *a reprogramming of funds, or in the case of the Department*
24 *of Agriculture, through use of the authority provided by sec-*
25 *tion 702(b) of the Department of Agriculture Organic Act*

1 of 1944 (7 U.S.C. 2257) or section 8 of Public Law 89–
2 106 (7 U.S.C. 2263), that—

3 (1) creates new programs;

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

5 (3) increases funds or personnel by any means
6 for any project or activity for which funds have been
7 denied or restricted;

8 (4) relocates an office or employees;

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

10 (6) contracts out or privatizes any functions or
11 activities presently performed by Federal employees;
12 unless the Secretary of Agriculture or the Secretary of
13 Health and Human Services (as the case may be) no-
14 tifies, in writing, the Committees on Appropriations
15 of both Houses of Congress at least 30 days in ad-
16 vance of the reprogramming of such funds or the use
17 of such authority.

18 (b) None of the funds provided by this Act, or provided
19 by previous Appropriations Acts to the agencies funded by
20 this Act that remain available for obligation or expenditure
21 in the current fiscal year, or provided from any accounts
22 in the Treasury of the United States derived by the collec-
23 tion of fees available to the agencies funded by this Act,
24 shall be available for obligation or expenditure for activi-
25 ties, programs, or projects through a reprogramming or use

1 of the authorities referred to in subsection (a) involving
2 funds in excess of \$500,000 or 10 percent, whichever is less,
3 that:

4 (1) augments existing programs, projects, or ac-
5 tivities;

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

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

18 (c) The Secretary of Agriculture or the Secretary of
19 Health and Human Services shall notify in writing the
20 Committees on Appropriations of both Houses of Congress
21 before implementing any program or activity not carried
22 out during the previous fiscal year unless the program or
23 activity is funded by this Act or specifically funded by any
24 other Act.

1 (d) *As described in this section, no funds may be used*
2 *for any activities unless the Secretary of Agriculture or the*
3 *Secretary of Health and Human Services receives in writ-*
4 *ing from the Committee on Appropriations of both Houses*
5 *of Congress confirmation of receipt of the notification re-*
6 *quired in this section.*

7 SEC. 724. *None of the funds appropriated by this or*
8 *any other Act shall be used to pay the salaries and expenses*
9 *of personnel who prepare or submit appropriations lan-*
10 *guage as part of the President's Budget submission to the*
11 *Congress of the United States for programs under the juris-*
12 *diction of the Appropriations Subcommittees on Agri-*
13 *culture, Rural Development, Food and Drug Administra-*
14 *tion, and Related Agencies that assumes revenues or reflects*
15 *a reduction from the previous year due to user fees pro-*
16 *posals that have not been enacted into law prior to the sub-*
17 *mission of the Budget unless such Budget submission identi-*
18 *fies which additional spending reductions should occur in*
19 *the event the user fees proposals are not enacted prior to*
20 *the date of the convening of a committee of conference for*
21 *the fiscal year 2013 appropriations Act.*

22 SEC. 725. *The Secretary may reserve, through April*
23 *1, 2012, up to 5 percent of the funding available for the*
24 *following items for projects in areas that are engaged in*
25 *strategic regional development planning as defined by the*

1 *Secretary: business and industry guaranteed loans; rural*
 2 *development loan fund; rural business enterprise grants;*
 3 *rural business opportunity grants; rural economic develop-*
 4 *ment program; rural microenterprise program; biorefinery*
 5 *assistance program; rural energy for America program;*
 6 *value-added producer grants; broadband program; water*
 7 *and waste program; and rural community facilities pro-*
 8 *gram*

9 *SEC. 726. None of the funds appropriated or otherwise*
 10 *made available by this or any other Act shall be used to*
 11 *pay the salaries and expenses of personnel to carry out the*
 12 *following:*

13 *(1) The Conservation Stewardship Program au-*
 14 *thorized by sections 1238D–1238G of the Food Secu-*
 15 *rity of Act 1985 (16 U.S.C. 3838d–3838g) in excess*
 16 *of \$809,000,000;*

17 *(2) The Watershed Rehabilitation program au-*
 18 *thorized by section 14(h) of the Watershed Protection*
 19 *and Flood Prevention Act (16 U.S.C. 1012(h));*

20 *(3) The Environmental Quality Incentives Pro-*
 21 *gram as authorized by sections 1240–1240H of the*
 22 *Food Security Act of 1985 (16 U.S.C. 3839aa–*
 23 *3839aa–8) in excess of \$1,400,000,000: Provided,*
 24 *That up to \$20,000,000 of the funds made available*
 25 *for the Environmental Quality Incentives Program as*

1 *authorized by sections 1240–1240H of the Food Secu-*
2 *rity Act of 1985 (16 U.S.C. 3839aa–3839aa(8)) may*
3 *be transferred to a program as authorized by 16*
4 *U.S.C. 1301–1311 to enroll agricultural lands that*
5 *experienced significant flooding, as determined by the*
6 *Secretary, in calendar year 2011: Provided further,*
7 *That no more than \$10,000,000 may be used for*
8 *agreements entered into with owners or operators in*
9 *any one State;*

10 *(4) The Farmland Protection Program as au-*
11 *thorized by section 1238I of the Food Security Act of*
12 *1985 (16 U.S.C. 3838i) in excess of \$150,000,000;*

13 *(5) The Grassland Reserve Program as author-*
14 *ized by sections 1238O–1238Q of the Food Security*
15 *Act of 1985 (16 U.S.C. 3838o–3838q) in excess of*
16 *140,907 acres in fiscal year 2012;*

17 *(6) The Wetlands Reserve Program authorized by*
18 *sections 1237–1237F of the Food Security Act of 1985*
19 *(16 U.S.C. 3837–3837f) to enroll in excess of 185,800*
20 *acres in fiscal year 2012;*

21 *(7) The Wildlife Habitat Incentives Act author-*
22 *ized by section 1240N of the Food Security Act of*
23 *1985 (16 U.S.C. 3839bb–1)) in excess of \$50,000,000;*

1 (8) *The Voluntary Public Access and Habitat In-*
 2 *centives Program authorized by section 1240R of the*
 3 *Food Security Act of 1985 (16 U.S.C. 3839bb–5);*

4 (9) *The Bioenergy Program for Advanced*
 5 *Biofuels authorized by section 9005 of the Farm Secu-*
 6 *rity and Rural Investment Act of 2002 (7 U.S.C.*
 7 *8105) in excess of \$75,000,000;*

8 (10) *The Rural Energy for America Program*
 9 *authorized by section 9007 of the Farm Security and*
 10 *Rural Investment Act of 2002 (7 U.S.C. 8107) in ex-*
 11 *cess of \$34,000,000;*

12 (11) *Section 508(d)(3) of the Federal Crop In-*
 13 *surance Act (7 U.S.C. 1508(d)(3)) to provide a per-*
 14 *formance-based premium discount in the crop insur-*
 15 *ance program;*

16 (12) *Agricultural Management Assistance Pro-*
 17 *gram as authorized by section 524 of the Federal*
 18 *Crop Insurance Act, as amended (7 U.S.C. 1524) in*
 19 *excess of \$2,500,000 for the Natural Resources Con-*
 20 *servation Service; and*

21 (13) *A program under subsection (b)(2)(A)(iv) of*
 22 *section 14222 of Public Law 110–246 in excess of*
 23 *\$948,000,000, as follows: Child Nutrition Programs*
 24 *Entitlement Commodities—\$465,000,000; State Op-*
 25 *tion Contracts—\$5,000,000; Removal of Defective*

1 *Commodities—\$2,500,000: Provided, That none of the*
2 *funds made available in this Act or any other Act*
3 *shall be used for salaries and expenses to carry out*
4 *section 19(i)(1)(E) of the Richard B. Russell National*
5 *School Lunch Act as amended by section 4304 of Pub-*
6 *lic Law 110–246 in excess of \$20,000,000, including*
7 *the transfer of funds under subsection (c) of section*
8 *14222 of Public Law 110–246, until October 1, 2012:*
9 *Provided further, That \$133,000,000 made available*
10 *on October 1, 2012, to carry out section 19(i)(1)(E)*
11 *of the Richard B. Russell National School Lunch Act*
12 *as amended by section 4304 of Public Law 110–246*
13 *shall be excluded from the limitation described in sub-*
14 *section (b)(2)(A)(v) of section 14222 of Public Law*
15 *110–246: Provided further, That none of the funds ap-*
16 *propriated or otherwise made available by this or any*
17 *other Act shall be used to pay the salaries or expenses*
18 *of any employee of the Department of Agriculture or*
19 *officer of the Commodity Credit Corporation to carry*
20 *out clause 3 of section 32 of the Agricultural Adjust-*
21 *ment Act of 1935 (Public Law 74–320, 7 U.S.C. 612c,*
22 *as amended), or for any surplus removal activities or*
23 *price support activities under section 5 of the Com-*
24 *modity Credit Corporation Charter Act: Provided fur-*
25 *ther, That of the available unobligated balances under*

1 *(b)(2)(A)(iv) of section 14222 of Public Law 110–246,*
2 *\$150,000,000 are hereby rescinded.*

3 *SEC. 727. Hereafter, notwithstanding section*
4 *310B(g)(5) of the Consolidated Farm and Rural Develop-*
5 *ment Act (7 U.S.C. 1932(g)(5)), the Secretary may assess*
6 *a one-time fee for any guaranteed business and industry*
7 *loan in an amount that does not exceed 3 percent of the*
8 *guaranteed principal portion of the loan.*

9 *SEC. 728. None of the funds appropriated or otherwise*
10 *made available to the Department of Agriculture or the*
11 *Food and Drug Administration shall be used to transmit*
12 *or otherwise make available to any non-Department of Ag-*
13 *riculture or non-Department of Health and Human Serv-*
14 *ices employee questions or responses to questions that are*
15 *a result of information requested for the appropriations*
16 *hearing process.*

17 *SEC. 729. (a) Clause (ii) of section 524(b)(4)(B) of the*
18 *Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)) is*
19 *amended—*

20 *(1) in the heading, by striking “fiscal years 2008*
21 *through 2012” and inserting “certain fiscal years”;*
22 *and*

23 *(2) in the text, by striking “2012” and inserting*
24 *“2014”.*

1 (b) *Section 1238E(a) of the Food Security Act of 1985*
 2 *(16 U.S.C. 3838e(a)) is amended by striking “2012” and*
 3 *inserting “2014”.*

4 (c) *Section 1240B(a) of the Food Security Act of 1985*
 5 *(16 U.S.C. 3839aa–2(a)) is amended by striking “2012”*
 6 *and inserting “2014”.*

7 (d) *Section 1241(a)(6)(E) of the Food Security Act of*
 8 *1985 (16 U.S.C. 3841(a)(6)(E)) is amended by striking*
 9 *“fiscal year 2012” and inserting “each of fiscal years 2012*
 10 *through 2014”.*

11 (e) *Section 1241(a) of the Food Security Act of 1985*
 12 *(16 U.S.C. 3841(a)) is amended—*

13 (1) *in the matter preceding paragraph (1), by*
 14 *striking “2012,” and inserting “2012 (and fiscal year*
 15 *2014 in the case of the programs specified in para-*
 16 *graphs (3)(B), (4), (6), and (7)),”;* and

17 (2) *in paragraph (4)(E), by striking “fiscal year*
 18 *2012” and inserting “each of fiscal years 2012*
 19 *through 2014”.*

20 (f) *Section 1241(a)(7)(D) of the Food Security Act of*
 21 *1985 (16 U.S.C. 3841(a)(7)(D)) is amended by striking*
 22 *“2012” and inserting “2014”.*

23 SEC. 730. *Any unobligated funds included under*
 24 *Treasury symbol codes 12X3336, 12X2268, 12X0132,*

1 12X2271, 12X2277, 12X1404, 12X1501, and 12X1336 are
2 hereby rescinded.

3 SEC. 731. Of the unobligated balances provided pursu-
4 ant to section 16(h)(1)(A) of the Food and Nutrition Act
5 of 2008, \$11,000,000 are hereby rescinded.

6 SEC. 732. There is hereby appropriated for the “Emer-
7 gency Conservation Program”, for expenses resulting from
8 a major disaster designation pursuant to the Robert T.
9 Stafford Disaster Relief and Emergency Assistance Act (42
10 U.S.C. 5122(2)), \$78,000,000, to remain available until ex-
11 pended: Provided, That this amount is designated by Con-
12 gress as being for disaster relief pursuant to section
13 251(b)(2)(D) of the Balanced Budget and Emergency Def-
14 icit Control Act of 1985 (Public Law 99–177), as amended:
15 Provided further, That there is hereby appropriated for the
16 “Emergency Forest Restoration Program”, for expenses re-
17 sulting from a major disaster designation pursuant to the
18 Robert T. Stafford Disaster Relief and Emergency Assist-
19 ance Act (42 U.S.C. 5122(2)), \$49,000,000, to remain avail-
20 able until expended: Provided further, That this amount is
21 designated by Congress as being for disaster relief pursuant
22 to section 251(b)(2)(D) of the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985 (Public Law 99–177),
24 as amended: Provided further, That there is hereby appro-
25 priated for the “Emergency Watershed Protection Pro-

1 gram”, for expenses resulting from a major disaster des-
2 ignation pursuant to the Robert T. Stafford Disaster Relief
3 and Emergency Assistance Act (42 U.S.C. 5122(2)),
4 \$139,000,000, to remain available until expended: Provided
5 further, That this amount is designated by Congress as
6 being for disaster relief pursuant to section 251(b)(2)(D)
7 of the Balanced Budget and Emergency Deficit Control Act
8 of 1985 (Public Law 99–177), as amended.

9 SEC. 733. Unobligated balances not to exceed
10 \$31,000,000 for the “Emergency Watershed Protection Pro-
11 gram” provided in Public Law 108–199, Public Law 109–
12 234, and Public Law 110–28 shall be available for the pur-
13 poses of such program for disasters occurring in 2011, and
14 shall remain available until expended: Provided, That the
15 amounts made available by this section are designated by
16 Congress as being for an emergency requirement pursuant
17 to section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985 (Public Law 99–
19 177), as amended.

20 This Act may be cited as the “Agriculture, Rural De-
21 velopment, Food and Drug Administration, and Related
22 Agencies Appropriations Act, 2012”.

Calendar No. 155

112TH CONGRESS
1ST Session

H. R. 2112

[Report No. 112-73]

AN ACT

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

JUNE 16, 2011

Received; read twice and referred to the Committee on
Appropriations

SEPTEMBER 7, 2011

Reported with an amendment