

Union Calendar No. 300

117TH CONGRESS
2^D SESSION

H. R. 8239

[Report No. 117-392]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2023, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2022

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

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2023, and for other purposes.

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

1 tion, and Related Agencies programs for fiscal year ending
2 September 30, 2023, and for other purposes, namely:

3 TITLE I

4 AGRICULTURAL PROGRAMS

5 PROCESSING, RESEARCH, AND MARKETING

6 OFFICE OF THE SECRETARY

7 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses of the Office of the Secretary,
9 \$69,845,000, of which not to exceed \$8,432,000 shall be
10 available for the immediate Office of the Secretary; not
11 to exceed \$1,396,000 shall be available for the Office of
12 Homeland Security; not to exceed \$5,190,000 shall be
13 available for the Office of Tribal Relations; not to exceed
14 \$11,287,000 shall be available for the Office of Partner-
15 ships and Public Engagement, of which \$1,500,000 shall
16 be for 7 U.S.C. 2279(c)(5); not to exceed \$28,822,000
17 shall be available for the Office of the Assistant Secretary
18 for Administration, of which \$27,116,000 shall be avail-
19 able for Departmental Administration to provide for nec-
20 essary expenses for management support services to of-
21 fices of the Department and for general administration,
22 security, repairs and alterations, and other miscellaneous
23 supplies and expenses not otherwise provided for and nec-
24 essary for the practical and efficient work of the Depart-
25 ment: *Provided*, That funds made available by this Act to

1 an agency in the Administration mission area for salaries
2 and expenses are available to fund up to one administra-
3 tive support staff for the Office; not to exceed \$4,609,000
4 shall be available for the Office of Assistant Secretary for
5 Congressional Relations and Intergovernmental Affairs to
6 carry out the programs funded by this Act, including pro-
7 grams involving intergovernmental affairs and liaison
8 within the executive branch; and not to exceed
9 \$10,109,000 shall be available for the Office of Commu-
10 nications: *Provided further*, That the Secretary of Agri-
11 culture is authorized to transfer funds appropriated for
12 any office of the Office of the Secretary to any other office
13 of the Office of the Secretary: *Provided further*, That no
14 appropriation for any office shall be increased or de-
15 creased by more than 5 percent: *Provided further*, That
16 not to exceed \$22,000 of the amount made available under
17 this paragraph for the immediate Office of the Secretary
18 shall be available for official reception and representation
19 expenses, not otherwise provided for, as determined by the
20 Secretary: *Provided further*, That the amount made avail-
21 able under this heading for Departmental Administration
22 shall be reimbursed from applicable appropriations in this
23 Act for travel expenses incident to the holding of hearings
24 as required by 5 U.S.C. 551–558: *Provided further*, That
25 funds made available under this heading for the Office of

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

17 EXECUTIVE OPERATIONS

18 OFFICE OF THE CHIEF ECONOMIST

19 For necessary expenses of the Office of the Chief
20 Economist, \$30,181,000, of which \$8,000,000 shall be for
21 grants or cooperative agreements for policy research under
22 7 U.S.C. 3155: *Provided,* That of the amounts made avail-
23 able under this heading, \$500,000 shall be available to
24 carry out section 224 of subtitle A of the Department of

1 Agriculture Reorganization Act of 1994 (7 U.S.C. 6924),
2 as amended by section 12504 of Public Law 115–334.

3 OFFICE OF HEARINGS AND APPEALS

4 For necessary expenses of the Office of Hearings and
5 Appeals, \$16,703,000.

6 OFFICE OF BUDGET AND PROGRAM ANALYSIS

7 For necessary expenses of the Office of Budget and
8 Program Analysis, \$16,967,000.

9 OFFICE OF THE CHIEF INFORMATION OFFICER

10 For necessary expenses of the Office of the Chief In-
11 formation Officer, \$93,284,000, of which not less than
12 \$77,428,000 is for cybersecurity requirements of the de-
13 partment.

14 OFFICE OF THE CHIEF FINANCIAL OFFICER

15 For necessary expenses of the Office of the Chief Fi-
16 nancial Officer, \$9,559,000.

17 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
18 RIGHTS

19 For necessary expenses of the Office of the Assistant
20 Secretary for Civil Rights, \$1,466,000: *Provided*, That
21 funds made available by this Act to an agency in the Civil
22 Rights mission area for salaries and expenses are available
23 to fund up to one administrative support staff for the Of-
24 fice.

1 OFFICE OF CIVIL RIGHTS

2 For necessary expenses of the Office of Civil Rights,
3 \$37,595,000.

4 AGRICULTURE BUILDINGS AND FACILITIES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For payment of space rental and related costs pursu-
7 ant to Public Law 92–313, including authorities pursuant
8 to the 1984 delegation of authority from the Adminis-
9 trator of General Services to the Department of Agri-
10 culture under 40 U.S.C. 121, for programs and activities
11 of the Department which are included in this Act, and for
12 alterations and other actions needed for the Department
13 and its agencies to consolidate unneeded space into con-
14 figurations suitable for release to the Administrator of
15 General Services, and for the operation, maintenance, im-
16 provement, and repair of Agriculture buildings and facili-
17 ties, and for related costs, \$68,858,000, to remain avail-
18 able until expended.

19 HAZARDOUS MATERIALS MANAGEMENT

20 (INCLUDING TRANSFERS OF FUNDS)

21 For necessary expenses of the Department of Agri-
22 culture, to comply with the Comprehensive Environmental
23 Response, Compensation, and Liability Act (42 U.S.C.
24 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C.
25 6901 et seq.), \$8,581,000, to remain available until ex-

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

6 OFFICE OF SAFETY, SECURITY, AND PROTECTION

7 For necessary expenses of the Office of Safety, Secu-
8 rity, and Protection, \$21,800,000.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General, including employment pursuant to the Inspector
12 General Act of 1978 (Public Law 95–452; 5 U.S.C. App.),
13 \$111,061,000, including such sums as may be necessary
14 for contracting and other arrangements with public agen-
15 cies and private persons pursuant to section 6(a)(9) of the
16 Inspector General Act of 1978 (Public Law 95–452; 5
17 U.S.C. App.), and including not to exceed \$125,000 for
18 certain confidential operational expenses, including the
19 payment of informants, to be expended under the direction
20 of the Inspector General pursuant to the Inspector Gen-
21 eral Act of 1978 (Public Law 95–452; 5 U.S.C. App.) and
22 section 1337 of the Agriculture and Food Act of 1981
23 (Public Law 97–98).

1 OFFICE OF THE GENERAL COUNSEL

2 For necessary expenses of the Office of the General
3 Counsel, \$62,137,000.

4 OFFICE OF ETHICS

5 For necessary expenses of the Office of Ethics,
6 \$5,556,000.

7 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
8 EDUCATION, AND ECONOMICS

9 For necessary expenses of the Office of the Under
10 Secretary for Research, Education, and Economics,
11 \$3,384,000: *Provided*, That funds made available by this
12 Act to an agency in the Research, Education, and Eco-
13 nomics mission area for salaries and expenses are avail-
14 able to fund up to one administrative support staff for
15 the Office: *Provided further*, That of the amounts made
16 available under this heading, \$2,000,000 shall be made
17 available for the Office of the Chief Scientist.

18 ECONOMIC RESEARCH SERVICE

19 For necessary expenses of the Economic Research
20 Service, \$90,612,000.

21 NATIONAL AGRICULTURAL STATISTICS SERVICE

22 For necessary expenses of the National Agricultural
23 Statistics Service, \$211,023,000, of which up to
24 \$66,361,000 shall be available until expended for the Cen-
25 sus of Agriculture: *Provided*, That amounts made available

1 for the Census of Agriculture may be used to conduct Cur-
2 rent Industrial Report surveys subject to 7 U.S.C.
3 2204g(d) and (f).

4 AGRICULTURAL RESEARCH SERVICE

5 SALARIES AND EXPENSES

6 For necessary expenses of the Agricultural Research
7 Service and for acquisition of lands by donation, exchange,
8 or purchase at a nominal cost not to exceed \$100, and
9 for land exchanges where the lands exchanged shall be of
10 equal value or shall be equalized by a payment of money
11 to the grantor which shall not exceed 25 percent of the
12 total value of the land or interests transferred out of Fed-
13 eral ownership, \$1,737,629,000: *Provided*, That appro-
14 priations hereunder shall be available for the operation
15 and maintenance of aircraft and the purchase of not to
16 exceed one for replacement only: *Provided further*, That
17 appropriations hereunder shall be available pursuant to 7
18 U.S.C. 2250 for the construction, alteration, and repair
19 of buildings and improvements, but unless otherwise pro-
20 vided, the cost of constructing any one building shall not
21 exceed \$500,000, except for headhouses or greenhouses
22 which shall each be limited to \$1,800,000, except for 10
23 buildings to be constructed or improved at a cost not to
24 exceed \$1,100,000 each, and except for four buildings to
25 be constructed at a cost not to exceed \$5,000,000 each,

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

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

10 BUILDINGS AND FACILITIES

11 For the acquisition of land, construction, repair, im-
12 provement, extension, alteration, and purchase of fixed
13 equipment or facilities as necessary to carry out the agri-
14 cultural research programs of the Department of Agri-
15 culture, where not otherwise provided, \$57,305,000 to re-
16 main available until expended, of which \$25,900,000 shall
17 be for the purposes, and in the amounts, specified for this
18 account in the table titled “Community Project Funding”
19 in the report accompanying this Act.

20 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

21 RESEARCH AND EDUCATION ACTIVITIES

22 For payments to agricultural experiment stations, for
23 cooperative forestry and other research, for facilities, and
24 for other expenses, \$1,142,021,000, which shall be for the
25 purposes, and in the amounts, specified in the table titled

1 “National Institute of Food and Agriculture, Research
2 and Education Activities” in the report accompanying this
3 Act: *Provided*, That funds for research grants for 1994
4 institutions, education grants for 1890 institutions, His-
5 panic serving institutions education grants, capacity build-
6 ing for non-land-grant colleges of agriculture, the agri-
7 culture and food research initiative, veterinary medicine
8 loan repayment, multicultural scholars, graduate fellow-
9 ship and institution challenge grants, grants management
10 systems, tribal colleges education equity grants, and schol-
11 arships at 1890 institutions shall remain available until
12 expended: *Provided further*, That each institution eligible
13 to receive funds under the Evans-Allen program receives
14 no less than \$1,000,000: *Provided further*, That funds for
15 education grants for Alaska Native and Native Hawaiian-
16 serving institutions be made available to individual eligible
17 institutions or consortia of eligible institutions with funds
18 awarded equally to each of the States of Alaska and Ha-
19 waii: *Provided further*, That funds for providing grants for
20 food and agricultural sciences for Alaska Native and Na-
21 tive Hawaiian-Serving institutions and for Insular Areas
22 shall remain available until September 30, 2024: *Provided*
23 *further*, That funds for education grants for 1890 institu-
24 tions shall be made available to institutions eligible to re-
25 ceive funds under 7 U.S.C. 3221 and 3222: *Provided fur-*

1 *ther*, That not more than 5 percent of the amounts made
2 available by this or any other Act to carry out the Agri-
3 culture and Food Research Initiative under 7 U.S.C. 3157
4 may be retained by the Secretary of Agriculture to pay
5 administrative costs incurred by the Secretary in carrying
6 out that authority.

7 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

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

11 EXTENSION ACTIVITIES

12 For payments to States, the District of Columbia,
13 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
14 Northern Marianas, and American Samoa, \$586,502,000,
15 which shall be for the purposes, and in the amounts, speci-
16 fied in the table titled “National Institute of Food and
17 Agriculture, Extension Activities” in the report accom-
18 panying this Act: *Provided*, That funds for extension serv-
19 ices at 1994 institutions and for facility improvements at
20 1890 institutions shall remain available until expended:
21 *Provided further*, That institutions eligible to receive funds
22 under 7 U.S.C. 3221 for cooperative extension receive no
23 less than \$1,000,000: *Provided further*, That funds for co-
24 operative extension under sections 3(b) and (c) of the
25 Smith-Lever Act (7 U.S.C. 343(b) and (c)) and section

1 208(c) of Public Law 93–471 shall be available for retire-
2 ment and employees’ compensation costs for extension
3 agents.

4 INTEGRATED ACTIVITIES

5 For the integrated research, education, and extension
6 grants programs, including necessary administrative ex-
7 penses, \$39,500,000, which shall be for the purposes, and
8 in the amounts, specified in the table titled “National In-
9 stitute of Food and Agriculture, Integrated Activities” in
10 the report accompanying this Act: *Provided*, That funds
11 for the Food and Agriculture Defense Initiative shall re-
12 main available until September 30, 2024: *Provided further*,
13 That notwithstanding any other provision of law, indirect
14 costs shall not be charged against any Extension Imple-
15 mentation Program Area grant awarded under the Crop
16 Protection/Pest Management Program (7 U.S.C. 7626).

17 OFFICE OF THE UNDER SECRETARY FOR MARKETING 18 AND REGULATORY PROGRAMS

19 For necessary expenses of the Office of the Under
20 Secretary for Marketing and Regulatory Programs,
21 \$1,617,000: *Provided*, That funds made available by this
22 Act to an agency in the Marketing and Regulatory Pro-
23 grams mission area for salaries and expenses are available
24 to fund up to one administrative support staff for the Of-
25 fice.

1 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Animal and Plant
5 Health Inspection Service, including up to \$30,000 for
6 representation allowances and for expenses pursuant to
7 the Foreign Service Act of 1980 (22 U.S.C. 4085),
8 \$1,164,209,000, of which \$530,000, to remain available
9 until expended, shall be available for the control of out-
10 breaks of insects, plant diseases, animal diseases and for
11 control of pest animals and birds (“contingency fund”) to
12 the extent necessary to meet emergency conditions; of
13 which \$15,950,000, to remain available until expended,
14 shall be used for the cotton pests program, including for
15 cost share purposes or for debt retirement for active eradi-
16 cation zones; of which \$39,183,000, to remain available
17 until expended, shall be for Animal Health Technical Serv-
18 ices; of which \$4,096,000 shall be for activities under the
19 authority of the Horse Protection Act of 1970, as amend-
20 ed (15 U.S.C. 1831); of which \$64,930,000, to remain
21 available until expended, shall be used to support avian
22 health; of which \$4,251,000, to remain available until ex-
23 pended, shall be for information technology infrastructure;
24 of which \$219,698,000, to remain available until ex-
25 pended, shall be for specialty crop pests; of which,

1 \$14,986,000, to remain available until expended, shall be
2 for field crop and rangeland ecosystem pests; of which
3 \$24,067,000, to remain available until expended, shall be
4 for zoonotic disease management; of which \$44,117,000,
5 to remain available until expended, shall be for emergency
6 preparedness and response; of which \$62,562,000, to re-
7 main available until expended, shall be for tree and wood
8 pests; of which \$6,528,000, to remain available until ex-
9 pended, shall be for the National Veterinary Stockpile; of
10 which up to \$1,500,000, to remain available until ex-
11 pended, shall be for the scrapie program for indemnities;
12 of which \$2,500,000, to remain available until expended,
13 shall be for the wildlife damage management program for
14 aviation safety: *Provided*, That of amounts available under
15 this heading for wildlife services methods development,
16 \$1,000,000 shall remain available until expended: *Pro-*
17 *vided further*, That of amounts available under this head-
18 ing for the screwworm program, \$4,990,000 shall remain
19 available until expended; of which \$24,527,000, to remain
20 available until expended, shall be used to carry out the
21 science program and transition activities for the National
22 Bio and Agro-defense Facility located in Manhattan, Kan-
23 sas: *Provided further*, That no funds shall be used to for-
24 mulate or administer a brucellosis eradication program for
25 the current fiscal year that does not require minimum

1 matching by the States of at least 40 percent: *Provided*
2 *further*, That this appropriation shall be available for the
3 purchase, replacement, operation, and maintenance of air-
4 craft: *Provided further*, That in addition, in emergencies
5 which threaten any segment of the agricultural production
6 industry of the United States, the Secretary may transfer
7 from other appropriations or funds available to the agen-
8 cies or corporations of the Department such sums as may
9 be deemed necessary, to be available only in such emer-
10 gencies for the arrest and eradication of contagious or in-
11 fectious disease or pests of animals, poultry, or plants, and
12 for expenses in accordance with sections 10411 and 10417
13 of the Animal Health Protection Act (7 U.S.C. 8310 and
14 8316) and sections 431 and 442 of the Plant Protection
15 Act (7 U.S.C. 7751 and 7772), and any unexpended bal-
16 ances of funds transferred for such emergency purposes
17 in the preceding fiscal year shall be merged with such
18 transferred amounts: *Provided further*, That appropria-
19 tions hereunder shall be available pursuant to law (7
20 U.S.C. 2250) for the repair and alteration of leased build-
21 ings and improvements, but unless otherwise provided the
22 cost of altering any one building during the fiscal year
23 shall not exceed 10 percent of the current replacement
24 value of the building.

1 In fiscal year 2023, the agency is authorized to collect
2 fees to cover the total costs of providing technical assist-
3 ance, goods, or services requested by States, other political
4 subdivisions, domestic and international organizations,
5 foreign governments, or individuals, provided that such
6 fees are structured such that any entity's liability for such
7 fees is reasonably based on the technical assistance, goods,
8 or services provided to the entity by the agency, and such
9 fees shall be reimbursed to this account, to remain avail-
10 able until expended, without further appropriation, for
11 providing such assistance, goods, or services.

12 BUILDINGS AND FACILITIES

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

19 AGRICULTURAL MARKETING SERVICE

20 MARKETING SERVICES

21 For necessary expenses of the Agricultural Marketing
22 Service, \$242,913,000, of which \$7,504,000 shall be avail-
23 able for the purposes of section 12306 of Public Law 113-
24 79: *Provided*, That of the amounts made available under
25 this heading, \$25,000,000, to remain available until ex-

1 pending, shall be to carry out section 12513 of Public Law
2 115–334: *Provided further*, That this appropriation shall
3 be available pursuant to law (7 U.S.C. 2250) for the alter-
4 ation and repair of buildings and improvements, but the
5 cost of altering any one building during the fiscal year
6 shall not exceed 10 percent of the current replacement
7 value of the building.

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

14 LIMITATION ON ADMINISTRATIVE EXPENSES

15 Not to exceed \$62,596,000 (from fees collected) shall
16 be obligated during the current fiscal year for administra-
17 tive expenses: *Provided*, That if crop size is understated
18 and/or other uncontrollable events occur, the agency may
19 exceed this limitation by up to 10 percent with notification
20 to the Committees on Appropriations of both Houses of
21 Congress.

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

4 Funds available under section 32 of the Act of Au-
5 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
6 modity program expenses as authorized therein, and other
7 related operating expenses, except for: (1) transfers to the
8 Department of Commerce as authorized by the Fish and
9 Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) trans-
10 fers otherwise provided in this Act; and (3) not more than
11 \$21,501,000 for formulation and administration of mar-
12 keting agreements and orders pursuant to the Agricultural
13 Marketing Agreement Act of 1937 and the Agricultural
14 Act of 1961 (Public Law 87-128).

15 PAYMENTS TO STATES AND POSSESSIONS

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

21 LIMITATION ON INSPECTION AND WEIGHING SERVICES

22 EXPENSES

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

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

5 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

6 For necessary expenses of the Office of the Under
7 Secretary for Food Safety, \$1,117,000: *Provided*, That
8 funds made available by this Act to an agency in the Food
9 Safety mission area for salaries and expenses are available
10 to fund up to one administrative support staff for the Of-
11 fice.

12 FOOD SAFETY AND INSPECTION SERVICE

13 For necessary expenses to carry out services author-
14 ized by the Federal Meat Inspection Act, the Poultry
15 Products Inspection Act, and the Egg Products Inspection
16 Act, including not to exceed \$10,000 for representation
17 allowances and for expenses pursuant to section 8 of the
18 Act approved August 3, 1956 (7 U.S.C. 1766),
19 \$1,180,364,000; and in addition, \$1,000,000 may be cred-
20 ited to this account from fees collected for the cost of lab-
21 oratory accreditation as authorized by section 1327 of the
22 Food, Agriculture, Conservation and Trade Act of 1990
23 (7 U.S.C. 138f): *Provided*, That funds provided for the
24 Public Health Data Communication Infrastructure system
25 shall remain available until expended: *Provided further*,

1 That no fewer than 148 full-time equivalent positions shall
2 be employed during fiscal year 2023 for purposes dedi-
3 cated solely to inspections and enforcement related to the
4 Humane Methods of Slaughter Act (7 U.S.C. 1901 et
5 seq.): *Provided further*, That this appropriation shall be
6 available pursuant to law (7 U.S.C. 2250) for the alter-
7 ation and repair of buildings and improvements, but the
8 cost of altering any one building during the fiscal year
9 shall not exceed 10 percent of the current replacement
10 value of the building.

11 TITLE II
12 FARM PRODUCTION AND CONSERVATION
13 PROGRAMS
14 OFFICE OF THE UNDER SECRETARY FOR FARM
15 PRODUCTION AND CONSERVATION

16 For necessary expenses of the Office of the Under
17 Secretary for Farm Production and Conservation,
18 \$1,727,000: *Provided*, That funds made available by this
19 Act to an agency in the Farm Production and Conserva-
20 tion mission area for salaries and expenses are available
21 to fund up to one administrative support staff for the Of-
22 fice.

1 FARM PRODUCTION AND CONSERVATION BUSINESS
2 CENTER

3 SALARIES AND EXPENSES

4 (INCLUDING TRANSFERS OF FUNDS)

5 For necessary expenses of the Farm Production and
6 Conservation Business Center, \$257,684,000: *Provided*,
7 That \$60,228,000 of amounts appropriated for the cur-
8 rent fiscal year pursuant to section 1241(a) of the Farm
9 Security and Rural Investment Act of 1985 (16 U.S.C.
10 3841(a)) shall be transferred to and merged with this ac-
11 count.

12 FARM SERVICE AGENCY

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses of the Farm Service Agency,
16 \$1,229,396,000: *Provided*, That not more than 50 percent
17 of the funding made available under this heading for infor-
18 mation technology related to farm program delivery may
19 be obligated until the Secretary submits to the Committees
20 on Appropriations of both Houses of Congress, and re-
21 ceives written or electronic notification of receipt from
22 such Committees of, a plan for expenditure that (1) identi-
23 fies for each project/investment over \$25,000 (a) the func-
24 tional and performance capabilities to be delivered and the
25 mission benefits to be realized, (b) the estimated lifecycle

1 cost for the entirety of the project/investment, including
2 estimates for development as well as maintenance and op-
3 erations, and (c) key milestones to be met; (2) dem-
4 onstrates that each project/investment is, (a) consistent
5 with the Farm Service Agency Information Technology
6 Roadmap, (b) being managed in accordance with applica-
7 ble lifecycle management policies and guidance, and (c)
8 subject to the applicable Department's capital planning
9 and investment control requirements; and (3) has been re-
10 viewed by the Government Accountability Office and ap-
11 proved by the Committees on Appropriations of both
12 Houses of Congress: *Provided further*, That the agency
13 shall submit a report by the end of the fourth quarter of
14 fiscal year 2023 to the Committees on Appropriations of
15 both Houses of Congress and the Government Account-
16 ability Office, that identifies for each project/investment
17 that is operational (a) current performance against key
18 indicators of customer satisfaction, (b) current perform-
19 ance of service level agreements or other technical metrics,
20 (c) current performance against a pre-established cost
21 baseline, (d) a detailed breakdown of current and planned
22 spending on operational enhancements or upgrades, and
23 (e) an assessment of whether the investment continues to
24 meet business needs as intended as well as alternatives
25 to the investment: *Provided further*, That the Secretary

1 is authorized to use the services, facilities, and authorities
2 (but not the funds) of the Commodity Credit Corporation
3 to make program payments for all programs administered
4 by the Agency: *Provided further*, That other funds made
5 available to the Agency for authorized activities may be
6 advanced to and merged with this account: *Provided fur-*
7 *ther*, That of the amount appropriated under this heading,
8 \$696,594,000 shall be made available to county commit-
9 tees, to remain available until expended: *Provided further*,
10 That, notwithstanding the preceding proviso, any funds
11 made available to county committees in the current fiscal
12 year that the Administrator of the Farm Service Agency
13 deems to exceed or not meet the amount needed for the
14 county committees may be transferred to or from the
15 Farm Service Agency for necessary expenses: *Provided*
16 *further*, That none of the funds available to the Farm
17 Service Agency shall be used to close Farm Service Agency
18 county offices: *Provided further*, That none of the funds
19 available to the Farm Service Agency shall be used to per-
20 manently relocate county based employees that would re-
21 sult in an office with two or fewer employees without prior
22 notification and approval of the Committees on Appropria-
23 tions of both Houses of Congress.

1 STATE MEDIATION GRANTS

2 For grants pursuant to section 502(b) of the Agricul-
3 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
4 5106), \$7,000,000.

5 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

6 For necessary expenses to carry out wellhead or
7 groundwater protection activities under section 12400 of
8 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),
9 \$6,500,000, to remain available until expended.

10 DAIRY INDEMNITY PROGRAM

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses involved in making indemnity
13 payments to dairy farmers and manufacturers of dairy
14 products under a dairy indemnity program, such sums as
15 may be necessary, to remain available until expended: *Pro-*
16 *vided*, That such program is carried out by the Secretary
17 in the same manner as the dairy indemnity program de-
18 scribed in the Agriculture, Rural Development, Food and
19 Drug Administration, and Related Agencies Appropria-
20 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–
21 12).

22 GEOGRAPHICALLY DISADVANTAGED FARMERS AND
23 RANCHERS

24 For necessary expenses to carry out direct reimburse-
25 ment payments to geographically disadvantaged farmers

1 and ranchers under section 1621 of the Food Conserva-
2 tion, and Energy Act of 2008 (7 U.S.C. 8792),
3 \$3,000,000, to remain available until expended.

4 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM
5 ACCOUNT
6 (INCLUDING TRANSFERS OF FUNDS)

7 For gross obligations for the principal amount of di-
8 rect and guaranteed farm ownership (7 U.S.C. 1922 et
9 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
10 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
11 quisition loans (25 U.S.C. 5136), boll weevil loans (7
12 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
13 1924 et seq.), relending program (7 U.S.C. 1936c), and
14 Indian highly fractionated land loans (25 U.S.C. 5136)
15 to be available from funds in the Agricultural Credit In-
16 surance Fund, as follows: \$3,500,000,000 for guaranteed
17 farm ownership loans and \$3,100,000,000 for farm owner-
18 ship direct loans; \$2,118,491,000 for unsubsidized guar-
19 anteed operating loans and \$1,633,333,000 for direct op-
20 erating loans; emergency loans, \$4,062,000; Indian tribe
21 land acquisition loans, \$20,000,000; guaranteed conserva-
22 tion loans, \$150,000,000; relending program,
23 \$61,426,000; Indian highly fractionated land loans,
24 \$5,000,000; and for boll weevil eradication program loans,
25 \$60,000,000: *Provided*, That the Secretary shall deem the

1 pink bollworm to be a boll weevil for the purpose of boll
2 weevil eradication program loans.

3 For the cost of direct and guaranteed loans and
4 grants, including the cost of modifying loans as defined
5 in section 502 of the Congressional Budget Act of 1974,
6 as follows: \$249,000 for emergency loans, to remain avail-
7 able until expended; and \$23,520,000 for direct farm op-
8 erating loans, \$11,228,000 for unsubsidized guaranteed
9 farm operating loans, \$10,983,000 for the relending pro-
10 gram, and \$894,000 for Indian highly fractionated land
11 loans.

12 In addition, for administrative expenses necessary to
13 carry out the direct and guaranteed loan programs,
14 \$326,461,000: *Provided*, That of this amount,
15 \$305,803,000 shall be transferred to and merged with the
16 appropriation for “Farm Service Agency, Salaries and Ex-
17 penses”.

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

1 RISK MANAGEMENT AGENCY

2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management
4 Agency, \$75,443,000; of which \$4,500,000 shall be avail-
5 able to conduct research and development and carry out
6 contracting and partnerships as described under sub-
7 sections 522(c) and (d) of the Federal Crop Insurance
8 Act, as amended (7 U.S.C. 1522(c) and (d)), in addition
9 to amounts otherwise provided for such purposes: *Pro-*
10 *vided*, That \$1,000,000 of the amount appropriated under
11 this heading in this Act shall be available for compliance
12 and integrity activities required under section
13 516(b)(2)(C) of the Federal Crop Insurance Act of 1938
14 (7 U.S.C. 1516(b)(2)(C)), and shall be in addition to
15 amounts otherwise provided for such purpose: *Provided*
16 *further*, That not to exceed \$1,000 shall be available for
17 official reception and representation expenses, as author-
18 ized by 7 U.S.C. 1506(i).

19 NATURAL RESOURCES CONSERVATION SERVICE

20 CONSERVATION OPERATIONS

21 For necessary expenses for carrying out the provi-
22 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),
23 including preparation of conservation plans and establish-
24 ment of measures to conserve soil and water (including
25 farm irrigation and land drainage and such special meas-

1 ures for soil and water management as may be necessary
2 to prevent floods and the siltation of reservoirs and to con-
3 trol agricultural related pollutants); operation of conserva-
4 tion plant materials centers; classification and mapping of
5 soil; dissemination of information; acquisition of lands,
6 water, and interests therein for use in the plant materials
7 program by donation, exchange, or purchase at a nominal
8 cost not to exceed \$100 pursuant to the Act of August
9 3, 1956 (7 U.S.C. 2268a); purchase and erection or alter-
10 ation or improvement of permanent and temporary build-
11 ings; and operation and maintenance of aircraft,
12 \$1,023,777,000, to remain available until September 30,
13 2024, of which up to \$22,973,000 shall be for the pur-
14 poses, and in the amounts, specified for this account in
15 the table titled “Community Project Funding” in the re-
16 port accompanying this Act: *Provided further*, That appro-
17 priations hereunder shall be available pursuant to 7
18 U.S.C. 2250 for construction and improvement of build-
19 ings and public improvements at plant materials centers,
20 except that the cost of alterations and improvements to
21 other buildings and other public improvements shall not
22 exceed \$250,000: *Provided further*, That when buildings
23 or other structures are erected on non-Federal land, that
24 the right to use such land is obtained as provided in 7
25 U.S.C. 2250a.

1 WATERSHED AND FLOOD PREVENTION OPERATIONS

2 For necessary expenses to carry out preventive meas-
3 ures, including but not limited to surveys and investiga-
4 tions, engineering operations, works of improvement, and
5 changes in use of land, in accordance with the Watershed
6 Protection and Flood Prevention Act (16 U.S.C. 1001–
7 1005 and 1007–1009) and in accordance with the provi-
8 sions of laws relating to the activities of the Department,
9 \$95,000,000, to remain available until expended: *Pro-*
10 *vided*, That for funds provided by this Act or any other
11 prior Act, the limitation regarding the size of the water-
12 shed or subwatershed exceeding two hundred and fifty
13 thousand acres in which such activities can be undertaken
14 shall only apply for activities undertaken for the primary
15 purpose of flood prevention (including structural and land
16 treatment measures): *Provided further*, That of the
17 amounts made available under this heading, \$10,000,000
18 shall be allocated to projects and activities that can com-
19 mence promptly following enactment; that address re-
20 gional priorities for flood prevention, agricultural water
21 management, inefficient irrigation systems, fish and wild-
22 life habitat, or watershed protection; or that address au-
23 thorized ongoing projects under the authorities of section
24 13 of the Flood Control Act of December 22, 1944 (Public
25 Law 78–534) with a primary purpose of watershed protec-

1 tion by preventing floodwater damage and stabilizing
2 stream channels, tributaries, and banks to reduce erosion
3 and sediment transport.

4 WATERSHED REHABILITATION PROGRAM

5 Under the authorities of section 14 of the Watershed
6 Protection and Flood Prevention Act, \$5,000,000 is pro-
7 vided.

8 HEALTHY FORESTS RESERVE PROGRAM

9 For necessary expenses to carry out the Healthy For-
10 ests Reserve Program under the Healthy Forests Restora-
11 tion Act of 2003 (16 U.S.C. 6571-6578), \$10,000,000, to
12 remain available until expended.

13 URBAN AGRICULTURE AND INNOVATIVE PRODUCTION

14 For necessary expenses to carry out the Urban Agri-
15 culture and Innovative Production Program under section
16 222 of subtitle A of the Department of Agriculture Reor-
17 ganization Act of 1994 (7 U.S.C. 6923), as added by sec-
18 tion 12302 of Public Law 115–334, \$13,500,000.

19 CORPORATIONS

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

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

5 FEDERAL CROP INSURANCE CORPORATION FUND

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

9 COMMODITY CREDIT CORPORATION FUND

10 REIMBURSEMENT FOR NET REALIZED LOSSES

11 (INCLUDING TRANSFERS OF FUNDS)

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

1 HAZARDOUS WASTE MANAGEMENT
2 (LIMITATION ON EXPENSES)

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

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

15 For necessary expenses of the Office of the Under
16 Secretary for Rural Development, \$1,620,000: *Provided*,
17 That funds made available by this Act to an agency in
18 the Rural Development mission area for salaries and ex-
19 penses are available to fund up to one administrative sup-
20 port staff for the Office.

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

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

1 grams, including activities with institutions concerning the
2 development and operation of agricultural cooperatives;
3 and for cooperative agreements; \$401,976,000: *Provided*,
4 That of the amount made available under this heading,
5 up to \$5,000,000, to remain available until September 30,
6 2024, shall be for the Rural Partners Network activities
7 of the Department of Agriculture, and may be transferred
8 to other agencies of the Department for such purpose, con-
9 sistent with the missions and authorities of such agencies:
10 *Provided further*, That notwithstanding any other provi-
11 sion of law, funds appropriated under this heading may
12 be used for advertising and promotional activities that
13 support Rural Development programs: *Provided further*,
14 That in addition to any other funds appropriated for pur-
15 poses authorized by section 502(i) of the Housing Act of
16 1949 (42 U.S.C. 1472(i)), any amounts collected under
17 such section, as amended by this Act, will immediately be
18 credited to this account and will remain available until ex-
19 pended for such purposes.

20 RURAL HOUSING SERVICE

21 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For gross obligations for the principal amount of di-
24 rect and guaranteed loans as authorized by title V of the
25 Housing Act of 1949, to be available from funds in the

1 rural housing insurance fund, as follows: \$1,500,000,000
2 shall be for direct loans, \$12,000,000 shall be for a single
3 family housing relending demonstration program for Na-
4 tive American Tribes, and \$30,000,000,000 shall be for
5 unsubsidized guaranteed loans; \$28,000,000 for section
6 504 housing repair loans; \$150,000,000 for section 515
7 rental housing; \$300,000,000 for section 538 guaranteed
8 multi-family housing loans; \$10,000,000 for credit sales
9 of single family housing acquired property; \$5,000,000 for
10 section 523 self-help housing land development loans; and
11 \$5,000,000 for section 524 site development loans.

12 For the cost of direct and guaranteed loans, including
13 the cost of modifying loans, as defined in section 502 of
14 the Congressional Budget Act of 1974, as follows: section
15 502 loans, \$55,650,000 shall be for direct loans;
16 \$3,948,000 shall be for a single family housing relending
17 demonstration program for Native American Tribes; sec-
18 tion 504 housing repair loans, \$2,324,000; section 523
19 self-help housing land development loans, \$267,000; sec-
20 tion 524 site development loans, \$208,000; and repair, re-
21 habilitation, and new construction of section 515 rental
22 housing, \$28,665,000: *Provided*, That to support the loan
23 program level for section 538 guaranteed loans made
24 available under this heading the Secretary may charge or
25 adjust any fees to cover the projected cost of such loan

1 guarantees pursuant to the provisions of the Credit Re-
2 form Act of 1990 (2 U.S.C. 661 et seq.), and the interest
3 on such loans may not be subsidized: *Provided further*,
4 That applicants in communities that have a current rural
5 area waiver under section 541 of the Housing Act of 1949
6 (42 U.S.C. 1490q) shall be treated as living in a rural
7 area for purposes of section 502 guaranteed loans pro-
8 vided under this heading: *Provided further*, That of the
9 amounts available under this paragraph for section 502
10 direct loans, no less than \$5,000,000 shall be available for
11 direct loans for individuals whose homes will be built pur-
12 suant to a program funded with a mutual and self-help
13 housing grant authorized by section 523 of the Housing
14 Act of 1949 until June 1, 2023: *Provided further*, That
15 the Secretary shall implement provisions to provide incen-
16 tives to nonprofit organizations and public housing au-
17 thorities to facilitate the acquisition of Rural Housing
18 Service (RHS) multifamily housing properties by such
19 nonprofit organizations and public housing authorities
20 that commit to keep such properties in the RHS multi-
21 family housing program for a period of time as determined
22 by the Secretary, with such incentives to include, but not
23 be limited to, the following: allow such nonprofit entities
24 and public housing authorities to earn a Return on Invest-
25 ment on their own resources to include proceeds from low

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

7 In addition, for the cost of direct loans and grants,
8 including the cost of modifying loans, as defined in section
9 502 of the Congressional Budget Act of 1974,
10 \$40,000,000, to remain available until expended, for a
11 demonstration program for the preservation and revital-
12 ization of the sections 514, 515, and 516 multi-family
13 rental housing properties to restructure existing USDA
14 multi-family housing loans, as the Secretary deems appro-
15 priate, expressly for the purposes of ensuring the project
16 has sufficient resources to preserve the project for the pur-
17 pose of providing safe and affordable housing for low-in-
18 come residents and farm laborers including reducing or
19 eliminating interest; deferring loan payments, subordi-
20 nating, reducing or re-amortizing loan debt; and other fi-
21 nancial assistance including advances, payments and in-
22 centives (including the ability of owners to obtain reason-
23 able returns on investment) required by the Secretary:
24 *Provided*, That the Secretary shall, as part of the preser-
25 vation and revitalization agreement, obtain a restrictive

1 use agreement consistent with the terms of the restruc-
2 turing: *Provided further*, That any balances, including ob-
3 ligated balances, available for all demonstration programs
4 for the preservation and revitalization of sections 514,
5 515, and 516 multi-family rental housing properties in the
6 “Multi-Family Housing Revitalization Program Account”
7 shall be transferred to and merged with this account, and
8 shall also be available for the preservation and revitaliza-
9 tion of sections 514, 515, and 516 multi-family rental
10 housing properties, including the restructuring of existing
11 USDA multi-family housing loans: *Provided further*, That
12 following the transfer of balances described in the pre-
13 ceding proviso, any adjustments to obligations for dem-
14 onstration programs for the preservation and revitaliza-
15 tion of sections 514, 515, and 516 multi-family rental
16 housing properties that would otherwise be incurred in the
17 “Multi-Family Housing Revitalization Program Account”
18 shall be made in this account from amounts transferred
19 to this account under the preceding proviso.

20 In addition, for the cost of direct loans, grants, and
21 contracts, as authorized by sections 514 and 516 of the
22 Housing Act of 1949 (42 U.S.C. 1484, 1486),
23 \$18,126,000, to remain available until expended, for direct
24 farm labor housing loans and domestic farm labor housing
25 grants and contracts: *Provided*, That any balances avail-

1 able for the Farm Labor Program Account shall be trans-
2 ferred to and merged with this account.

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

8 RENTAL ASSISTANCE PROGRAM

9 For rental assistance agreements entered into or re-
10 newed pursuant to the authority under section 521(a)(2)
11 of the Housing Act of 1949 or agreements entered into
12 in lieu of debt forgiveness or payments for eligible house-
13 holds as authorized by section 502(c)(5)(D) of the Hous-
14 ing Act of 1949, \$1,493,926,000, of which \$40,000,000
15 shall be available until September 30, 2024; and in addi-
16 tion such sums as may be necessary, as authorized by sec-
17 tion 521(c) of the Act, to liquidate debt incurred prior to
18 fiscal year 1992 to carry out the rental assistance program
19 under section 521(a)(2) of the Act: *Provided*, That rental
20 assistance agreements entered into or renewed during the
21 current fiscal year shall be funded for a one-year period:
22 *Provided further*, That of the amounts made available
23 under this heading, not less than \$8,000,000 shall be
24 available for newly constructed units financed under sec-
25 tion 514 and 516 of the Housing Act of 1949: *Provided*

1 *further*, That upon request by an owner of a project fi-
2 nanced by an existing loan under section 514 or 515 of
3 the Act, the Secretary may renew the rental assistance
4 agreement for a period of 20 years or until the term of
5 such loan has expired, subject to annual appropriations:
6 *Provided further*, That any unexpended balances remain-
7 ing at the end of such one-year agreements may be trans-
8 ferred and used for purposes of any debt reduction, main-
9 tenance, repair, or rehabilitation of any existing projects;
10 preservation; and rental assistance activities authorized
11 under title V of the Act: *Provided further*, That rental as-
12 sistance provided under agreements entered into prior to
13 fiscal year 2023 for a farm labor multi-family housing
14 project financed under section 514 or 516 of the Act may
15 not be recaptured for use in another project until such
16 assistance has remained unused for a period of 12 con-
17 secutive months, if such project has a waiting list of ten-
18 ants seeking such assistance or the project has rental as-
19 sistance eligible tenants who are not receiving such assist-
20 ance: *Provided further*, That such recaptured rental assist-
21 ance shall, to the extent practicable, be applied to another
22 farm labor multi-family housing project financed under
23 section 514 or 516 of the Act: *Provided further*, That ex-
24 cept as provided in the fifth proviso under this heading
25 and notwithstanding any other provision of the Act, the

1 Secretary may recapture rental assistance provided under
2 agreements entered into prior to fiscal year 2023 for a
3 project that the Secretary determines no longer needs
4 rental assistance and use such recaptured funds for cur-
5 rent needs.

6 RURAL HOUSING VOUCHER ACCOUNT

7 For the rural housing voucher program as authorized
8 under section 542 of the Housing Act of 1949, but not-
9 withstanding subsection (b) of such section, \$38,000,000,
10 to remain available until expended: *Provided*, That the
11 funds made available under this heading shall be available
12 for rural housing vouchers to any low-income household
13 (including those not receiving rental assistance) residing
14 in a property financed with a section 515 loan which has
15 been prepaid or otherwise paid off after September 30,
16 2005: *Provided further*, That the amount of such voucher
17 shall be the difference between comparable market rent
18 for the section 515 unit and the tenant paid rent for such
19 unit: *Provided further*, That funds made available for such
20 vouchers shall be subject to the availability of annual ap-
21 propriations: *Provided further*, That the Secretary shall,
22 to the maximum extent practicable, administer such
23 vouchers with current regulations and administrative guid-
24 ance applicable to section 8 housing vouchers administered
25 by the Secretary of the Department of Housing and Urban

1 Development: *Provided further*, That in addition to any
2 other available funds, the Secretary may expend not more
3 than \$1,000,000 total, from the program funds made
4 available under this heading, for administrative expenses
5 for activities funded under this heading.

6 MUTUAL AND SELF-HELP HOUSING GRANTS

7 For grants and contracts pursuant to section
8 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
9 1490c), \$33,000,000, to remain available until expended.

10 RURAL HOUSING ASSISTANCE GRANTS

11 For grants for very low-income housing repair and
12 rural housing preservation made by the Rural Housing
13 Service, as authorized by 42 U.S.C. 1474, and 1490m,
14 \$48,000,000, to remain available until expended.

15 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

16 (INCLUDING TRANSFERS OF FUNDS)

17 For gross obligations for the principal amount of di-
18 rect and guaranteed loans as authorized by section 306
19 and described in section 381E(d)(1) of the Consolidated
20 Farm and Rural Development Act, \$2,800,000,000 for di-
21 rect loans and \$650,000,000 for guaranteed loans.

22 For the cost of direct loans, loan guarantees and
23 grants, including the cost of modifying loans, as defined
24 in section 502 of the Congressional Budget Act of 1974,
25 for rural community facilities programs as authorized by

1 section 306 and described in section 381E(d)(1) of the
2 Consolidated Farm and Rural Development Act,
3 \$194,865,000, to remain available until expended, of
4 which up to \$126,865,000 shall be for the purposes, and
5 in the amounts, specified for this account in the table ti-
6 tled “Community Project Funding” in the report accom-
7 panying this Act: *Provided*, That \$8,000,000 of the
8 amount appropriated under this heading shall be available
9 for a Rural Community Development Initiative: *Provided*
10 *further*, That such funds shall be used solely to develop
11 the capacity and ability of private, nonprofit community-
12 based housing and community development organizations,
13 low-income rural communities, and Federally Recognized
14 Native American Tribes to undertake projects to improve
15 housing, community facilities, community and economic
16 development projects in rural areas: *Provided further*,
17 That such funds shall be made available to qualified pri-
18 vate, nonprofit and public intermediary organizations pro-
19 posing to carry out a program of financial and technical
20 assistance: *Provided further*, That such intermediary orga-
21 nizations shall provide matching funds from other sources,
22 including Federal funds for related activities, in an
23 amount not less than funds provided: *Provided further*,
24 That any unobligated balances from prior year appropria-
25 tions under this heading for the cost of direct loans, loan

1 guarantees and grants, including amounts deobligated or
2 cancelled, may be made available to cover the subsidy costs
3 for direct loans and or loan guarantees under this heading
4 in this fiscal year: *Provided further*, That no amounts may
5 be made available pursuant to the preceding proviso from
6 amounts that were designated by the Congress as an
7 emergency requirement pursuant to a Concurrent Resolu-
8 tion on the Budget or the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985, or that were specified
10 in the table titled “Community Project Funding/Congres-
11 sionally Directed Spending” in the explanatory statement
12 for Division A of Public Law 117–103 described in section
13 4 in the matter preceding such division A: *Provided fur-*
14 *ther*, That \$10,000,000 of the amount appropriated under
15 this heading shall be available for community facilities
16 grants to tribal colleges, as authorized by section
17 306(a)(19) of such Act: *Provided further*, That sections
18 381E–H and 381N of the Consolidated Farm and Rural
19 Development Act are not applicable to the funds made
20 available under this heading.

21 RURAL BUSINESS—COOPERATIVE SERVICE

22 RURAL BUSINESS PROGRAM ACCOUNT

23 (INCLUDING TRANSFERS OF FUNDS)

24 For the cost of loan guarantees and grants, for the
25 rural business development programs authorized by sec-

tion 310B and described in subsections (a), (c), (f) and
(g) of section 310B of the Consolidated Farm and Rural
Development Act, \$88,800,000, to remain available until
expended: *Provided*, That of the amount appropriated
under this heading, not to exceed \$500,000 shall be made
available for one grant to a qualified national organization
to provide technical assistance for rural transportation in
order to promote economic development and \$9,000,000
shall be for grants to the Delta Regional Authority (7
U.S.C. 2009aa et seq.), the Northern Border Regional
Commission (40 U.S.C. 15101 et seq.), and the Appa-
lachian Regional Commission (40 U.S.C. 14101 et seq.)
for any Rural Community Advancement Program purpose
as described in section 381E(d) of the Consolidated Farm
and Rural Development Act, of which not more than 5
percent may be used for administrative expenses: *Provided*
further, That \$4,000,000 of the amount appropriated
under this heading shall be for business grants to benefit
Federally Recognized Native American Tribes, including
\$250,000 for a grant to a qualified national organization
to provide technical assistance for rural transportation in
order to promote economic development: *Provided further*,
That sections 381E–H and 381N of the Consolidated
Farm and Rural Development Act are not applicable to
funds made available under this heading.

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

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

6 For the cost of direct loans, \$3,313,000, as author-
7 ized by the Intermediary Relending Program Fund Ac-
8 ount (7 U.S.C. 1936b), of which \$331,000 shall be avail-
9 able through June 30, 2023, for Federally Recognized Na-
10 tive American Tribes; and of which \$663,000 shall be
11 available through June 30, 2023, for Mississippi Delta Re-
12 gion counties (as determined in accordance with Public
13 Law 100–460): *Provided*, That such costs, including the
14 cost of modifying such loans, shall be as defined in section
15 502 of the Congressional Budget Act of 1974.

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

20 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM
21 ACCOUNT

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

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

5 RURAL COOPERATIVE DEVELOPMENT GRANTS

6 For rural cooperative development grants authorized
7 under section 310B(e) of the Consolidated Farm and
8 Rural Development Act (7 U.S.C. 1932), \$27,600,000, of
9 which \$2,800,000 shall be for cooperative agreements for
10 the appropriate technology transfer for rural areas pro-
11 gram: *Provided*, That not to exceed \$3,000,000 shall be
12 for grants for cooperative development centers, individual
13 cooperatives, or groups of cooperatives that serve socially
14 disadvantaged groups and a majority of the boards of di-
15 rectors or governing boards of which are comprised of in-
16 dividuals who are members of socially disadvantaged
17 groups; and of which \$16,000,000, to remain available
18 until expended, shall be for value-added agricultural prod-
19 uct market development grants, as authorized by section
20 210A of the Agricultural Marketing Act of 1946, of which
21 \$3,000,000, to remain available until expended, shall be
22 for Agriculture Innovation Centers authorized pursuant to
23 section 6402 of Public Law 107–171.

1 RURAL MICROENTREPRENEUR ASSISTANCE PROGRAM

2 For the principal amount of direct loans authorized
3 by section 379E of the Consolidated Farm and Rural De-
4 velopment Act (U.S.C. 2008s), \$25,000,000.

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

9 RURAL ENERGY FOR AMERICA PROGRAM

10 For the cost of a program of loan guarantees and
11 grants, under the same terms and conditions as authorized
12 by section 9007 of the Farm Security and Rural Invest-
13 ment Act of 2002 (7 U.S.C. 8107), \$10,045,000: *Pro-*
14 *vided*, That the cost of loan guarantees, including the cost
15 of modifying such loans, shall be as defined in section 502
16 of the Congressional Budget Act of 1974.

17 HEALTHY FOOD FINANCING INITIATIVE

18 For the cost of loans and grants that is consistent
19 with section 243 of subtitle D of title II of the Department
20 of Agriculture Reorganization Act of 1994 (7 U.S.C.
21 6953), as added by section 4206 of the Agricultural Act
22 of 2014, for necessary expenses of the Secretary to sup-
23 port projects that provide access to healthy food in under-
24 served areas, to create and preserve quality jobs, and to
25 revitalize low-income communities, \$5,000,000, to remain

1 available until expended: *Provided*, That such costs of
2 loans, including the cost of modifying such loans, shall be
3 as defined in section 502 of the Congressional Budget Act
4 of 1974.

5 RURAL UTILITIES SERVICE

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

8 For gross obligations for the principal amount of di-
9 rect and guaranteed loans as authorized by section 306
10 and described in section 381E(d)(2) of the Consolidated
11 Farm and Rural Development Act, as follows:
12 \$1,450,000,000 for direct loans; and \$50,000,000 for
13 guaranteed loans.

14 For the cost of loan guarantees and grants, including
15 the cost of modifying loans, as defined in section 502 of
16 the Congressional Budget Act of 1974, for rural water,
17 waste water, waste disposal, and solid waste management
18 programs authorized by sections 306, 306A, 306C, 306D,
19 306E, and 310B and described in sections 306C(a)(2),
20 306D, 306E, and 381E(d)(2) of the Consolidated Farm
21 and Rural Development Act, \$685,072,000, to remain
22 available until expended, of which not to exceed
23 \$1,000,000 shall be available for the rural utilities pro-
24 gram described in section 306(a)(2)(B) of such Act, and
25 of which not to exceed \$5,000,000 shall be available for

1 the rural utilities program described in section 306E of
2 such Act: *Provided*, That not to exceed \$15,000,000 of
3 the amount appropriated under this heading shall be for
4 grants authorized by section 306A(i)(2) of the Consoli-
5 dated Farm and Rural Development Act in addition to
6 funding authorized by section 306A(i)(1) of such Act: *Pro-*
7 *vided further*, That \$70,000,000 of the amount appro-
8 priated under this heading shall be for loans and grants
9 including water and waste disposal systems grants author-
10 ized by section 306C(a)(2)(B) and section 306D of the
11 Consolidated Farm and Rural Development Act, and Fed-
12 erally Recognized Native American Tribes authorized by
13 306C(a)(1) of such Act: *Provided further*, That funding
14 provided for section 306D of the Consolidated Farm and
15 Rural Development Act may be provided to a consortium
16 formed pursuant to section 325 of Public Law 105–83:
17 *Provided further*, That not more than 2 percent of the
18 funding provided for section 306D of the Consolidated
19 Farm and Rural Development Act may be used by the
20 State of Alaska for training and technical assistance pro-
21 grams and not more than 2 percent of the funding pro-
22 vided for section 306D of the Consolidated Farm and
23 Rural Development Act may be used by a consortium
24 formed pursuant to section 325 of Public Law 105–83 for
25 training and technical assistance programs: *Provided fur-*

1 *ther*, That not to exceed \$37,500,000 of the amount ap-
2 propriated under this heading shall be for technical assist-
3 ance grants for rural water and waste systems pursuant
4 to section 306(a)(14) of such Act, unless the Secretary
5 makes a determination of extreme need, of which
6 \$8,500,000 shall be made available for a grant to a quali-
7 fied nonprofit multi-State regional technical assistance or-
8 ganization, with experience in working with small commu-
9 nities on water and waste water problems, the principal
10 purpose of such grant shall be to assist rural communities
11 with populations of 3,300 or less, in improving the plan-
12 ning, financing, development, operation, and management
13 of water and waste water systems, and of which not less
14 than \$800,000 shall be for a qualified national Native
15 American organization to provide technical assistance for
16 rural water systems for tribal communities: *Provided fur-*
17 *ther*, That not to exceed \$20,762,000 of the amount ap-
18 propriated under this heading shall be for contracting with
19 qualified national organizations for a circuit rider program
20 to provide technical assistance for rural water systems:
21 *Provided further*, That not to exceed \$4,000,000 of the
22 amounts made available under this heading shall be for
23 solid waste management grants: *Provided further*, That
24 \$10,000,000 of the amount appropriated under this head-
25 ing shall be transferred to, and merged with, the Rural

1 Utilities Service, High Energy Cost Grants Account to
2 provide grants authorized under section 19 of the Rural
3 Electrification Act of 1936 (7 U.S.C. 918a): *Provided fur-*
4 *ther*, That any prior year balances for high-energy cost
5 grants authorized by section 19 of the Rural Electrifica-
6 tion Act of 1936 (7 U.S.C. 918a) shall be transferred to
7 and merged with the Rural Utilities Service, High Energy
8 Cost Grants Account: *Provided further*, That not to exceed
9 \$6,810,000 of the amounts appropriated under this head-
10 ing shall be available as the Secretary deems appropriate
11 for water and waste direct one percent loans for distressed
12 communities: *Provided further*, That if the Secretary de-
13 termines that any portion of the amount made available
14 for one percent loans is not needed for such loans, the
15 Secretary may use such amounts, for grants authorized
16 by section 306(a)(2) of the Consolidated Farm and Rural
17 Development Act: *Provided further*, That if any funds
18 made available for the direct loan subsidy costs remain
19 unobligated after July 31, 2024, such unobligated bal-
20 ances may be used for grant programs funded under this
21 heading: *Provided further*, That sections 381E–H and
22 381N of the Consolidated Farm and Rural Development
23 Act are not applicable to the funds made available under
24 this heading.

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

4 The principal amount of direct and guaranteed loans
5 as authorized by sections 4, 305, 306, and 317 of the
6 Rural Electrification Act of 1936 (7 U.S.C. 904, 935, 936,
7 and 940g) shall be made as follows: loans made pursuant
8 to section 306, guaranteed electric loans, \$2,167,000,000;
9 loans made pursuant to sections 4, notwithstanding
10 4(c)(2), of that Act, and 317, notwithstanding 317(c), of
11 that Act, cost-of-money direct loans, \$4,333,000,000;
12 loans made pursuant to section 313A of that Act, guaran-
13 teed underwriting loans, \$800,000,000; and for loans
14 made pursuant to section 305(d)(2) of that Act, cost of
15 money telecommunications loans, \$690,000,000.

16 For the cost of direct loans as authorized by section
17 305(d)(2) of the Rural Electrification Act of 1936 (7
18 U.S.C. 935(d)(2)), including the cost of modifying loans,
19 as defined in section 502 of the Congressional Budget Act
20 of 1974, cost of money rural telecommunications loans,
21 \$3,726,000.

22 In addition, \$11,500,000 to remain available until ex-
23 pended, to carry out section 6407 of the Farm Security
24 and Rural Investment Act of 2002 (7 U.S.C. 8107a): *Pro-*
25 *vided*, That the energy efficiency measures supported by

1 the funding in this paragraph shall contribute in a demon-
2 strable way to the reduction of greenhouse gases.

3 In addition, for administrative expenses necessary to
4 carry out the direct and guaranteed loan programs,
5 \$33,270,000, which shall be transferred to and merged
6 with the appropriation for “Rural Development, Salaries
7 and Expenses”.

8 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
9 PROGRAM

10 For grants for telemedicine and distance learning
11 services in rural areas, as authorized by 7 U.S.C. 950aaa
12 et seq., \$60,000,000, to remain available until expended:
13 *Provided*, That \$3,000,000 shall be made available for
14 grants authorized by section 379G of the Consolidated
15 Farm and Rural Development Act: *Provided further*, That
16 funding provided under this heading for grants under sec-
17 tion 379G of the Consolidated Farm and Rural Develop-
18 ment Act may only be provided to entities that meet all
19 of the eligibility criteria for a consortium as established
20 by this section.

21 For the cost of broadband loans, as authorized by
22 sections 601 and 602 of the Rural Electrification Act,
23 \$2,000,000, to remain available until expended: *Provided*,
24 That the cost of direct loans shall be as defined in section
25 502 of the Congressional Budget Act of 1974.

1 For the broadband loan and grant pilot program es-
2 tablished by section 779 of division A of the Consolidated
3 Appropriations Act, 2018 (Public Law 115–141) under
4 the Rural Electrification Act of 1936, as amended (7
5 U.S.C. 901 et seq.), \$465,513,000, to remain available
6 until expended, of which up to \$15,513,000 shall be for
7 the purposes, and in the amounts, specified for this ac-
8 count in the table titled “Community Project Funding”
9 in the report accompanying this Act: *Provided*, That the
10 Secretary may award grants described in section 601(a)
11 of the Rural Electrification Act of 1936, as amended (7
12 U.S.C. 950bb(a)) for the purposes of carrying out such
13 pilot program: *Provided further*, That the cost of direct
14 loans shall be defined in section 502 of the Congressional
15 Budget Act of 1974: *Provided further*, That at least 90
16 percent of the households to be served by a project receiv-
17 ing a loan or grant under the pilot program shall be in
18 a rural area without sufficient access to broadband: *Pro-*
19 *vided further*, That for purposes of such pilot program,
20 a rural area without sufficient access to broadband shall
21 be defined as twenty-five megabytes per second down-
22 stream and three megabytes per second upstream: *Pro-*
23 *vided further*, That to the extent possible, projects receiv-
24 ing funds provided under the pilot program must build
25 out service to at least one hundred megabytes per second

1 downstream, and twenty megabytes per second upstream:
2 *Provided further*, That an entity to which a loan or grant
3 is made under the pilot program shall not use the loan
4 or grant to overbuild or duplicate broadband service in a
5 service area by any entity that has received a broadband
6 loan from the Rural Utilities Service unless such service
7 is not provided sufficient access to broadband at the min-
8 imum service threshold: *Provided further*, That not more
9 than four percent of the funds made available in this para-
10 graph can be used for administrative costs to carry out
11 the pilot program and up to three percent of funds made
12 available in this paragraph may be available for technical
13 assistance and pre-development planning activities to sup-
14 port the most rural communities: *Provided further*, That
15 the Rural Utilities Service is directed to expedite program
16 delivery methods that would implement this paragraph:
17 *Provided further*, That for purposes of this paragraph, the
18 Secretary shall adhere to the notice, reporting and service
19 area assessment requirements set forth in section 701 of
20 the Rural Electrification Act (7 U.S.C. 950cc).

21 In addition, \$35,000,000, to remain available until
22 expended, for the Community Connect Grant Program au-
23 thorized by 7 U.S.C. 950bb-3.

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

5 For necessary expenses of the Office of the Under
6 Secretary for Food, Nutrition, and Consumer Services,
7 \$1,376,000: *Provided*, That funds made available by this
8 Act to an agency in the Food, Nutrition and Consumer
9 Services mission area for salaries and expenses are avail-
10 able to fund up to one administrative support staff for
11 the Office.

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

15 For necessary expenses to carry out the Richard B.
16 Russell National School Lunch Act (42 U.S.C. 1751 et
17 seq.), except section 21, and the Child Nutrition Act of
18 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
19 21; \$28,619,957,000 to remain available through Sep-
20 tember 30, 2024, of which such sums as are made avail-
21 able under section 14222(b)(1) of the Food, Conservation,
22 and Energy Act of 2008 (Public Law 110–246), as
23 amended by this Act, shall be merged with and available
24 for the same time period and purposes as provided herein:
25 *Provided*, That of the total amount available, \$20,162,000

1 shall be available to carry out section 19 of the Child Nu-
2 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
3 *further*, That of the total amount available, \$21,005,000
4 shall be available to carry out studies and evaluations and
5 shall remain available until expended: *Provided further*,
6 That of the total amount available, \$12,000,000 shall re-
7 main available until expended to carry out section 18(g)
8 of the Richard B. Russell National School Lunch Act (42
9 U.S.C. 1769(g)): *Provided further*, That notwithstanding
10 section 18(g)(3)(C) of the Richard B. Russell National
11 School Lunch Act (42 U.S.C. 1769(g)(3)(c)), the total
12 grant amount provided to a farm to school grant recipient
13 in fiscal year 2023 shall not exceed \$500,000: *Provided*
14 *further*, That of the total amount available, \$40,000,000
15 shall be available to provide competitive grants to State
16 agencies for subgrants to local educational agencies and
17 schools to purchase the equipment, with a value of greater
18 than \$1,000, needed to serve healthier meals, improve food
19 safety, and to help support the establishment, mainte-
20 nance, or expansion of the school breakfast program: *Pro-*
21 *vided further*, That of the total amount available,
22 \$50,000,000 shall remain available until expended to carry
23 out section 749(g) of the Agriculture Appropriations Act
24 of 2010 (Public Law 111–80): *Provided further*, That of
25 the total amount available, \$10,000,000 shall be available

1 until September 30, 2024 to carry out section 23 of the
2 Child Nutrition Act of 1966 (42 U.S.C. 1793), of which
3 \$2,000,000 shall be for grants under such section to the
4 Commonwealth of Puerto Rico, the Commonwealth of the
5 Northern Mariana Islands, the United States Virgin Is-
6 lands, Guam, and American Samoa: *Provided further*,
7 That section 26(d) of the Richard B. Russell National
8 School Lunch Act (42 U.S.C. 1769g(d)) is amended in
9 the first sentence by striking “2010 through 2023” and
10 inserting “2010 through 2024”: *Provided further*, That
11 section 9(h)(3) of the Richard B. Russell National School
12 Lunch Act (42 U.S.C. 1758(h)(3)) is amended in the first
13 sentence by striking “For fiscal year 2022” and inserting
14 “For fiscal year 2023”: *Provided further*, That section
15 9(h)(4) of the Richard B. Russell National School Lunch
16 Act (42 U.S.C. 1758(h)(4)) is amended in the first sen-
17 tence by striking “For fiscal year 2022” and inserting
18 “For fiscal year 2023”.

19 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
20 WOMEN, INFANTS, AND CHILDREN (WIC)

21 For necessary expenses to carry out the special sup-
22 plemental nutrition program as authorized by section 17
23 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
24 \$6,000,000,000, to remain available through September
25 30, 2024: *Provided*, That notwithstanding section

1 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.
2 1786(h)(10)), not less than \$90,000,000 shall be used for
3 breastfeeding peer counselors and other related activities,
4 and \$14,000,000 shall be used for infrastructure: *Pro-*
5 *vided further*, That the Secretary shall use funds made
6 available under this heading to increase the amount of a
7 cash-value voucher for women and children participants
8 to an amount recommended by the National Academies
9 of Science, Engineering and Medicine and adjusted for in-
10 flation: *Provided further*, That none of the funds provided
11 in this account shall be available for the purchase of infant
12 formula except in accordance with the cost containment
13 and competitive bidding requirements specified in section
14 17 of such Act: *Provided further*, That none of the funds
15 provided shall be available for activities that are not fully
16 reimbursed by other Federal Government departments or
17 agencies unless authorized by section 17 of such Act: *Pro-*
18 *vided further*, That upon termination of a federally man-
19 dated vendor moratorium and subject to terms and condi-
20 tions established by the Secretary, the Secretary may
21 waive the requirement at 7 CFR 246.12(g)(6) at the re-
22 quest of a State agency.

23 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

24 For necessary expenses to carry out the Food and
25 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),

1 \$111,180,895,000, of which \$3,000,000,000, to remain
2 available through September 30, 2025, shall be placed in
3 reserve for use only in such amounts and at such times
4 as may become necessary to carry out program operations:
5 *Provided*, That funds provided herein shall be expended
6 in accordance with section 16 of the Food and Nutrition
7 Act of 2008: *Provided further*, That of the funds made
8 available under this heading, \$998,000 may be used to
9 provide nutrition education services to State agencies and
10 Federally Recognized Tribes participating in the Food
11 Distribution Program on Indian Reservations: *Provided*
12 *further*, That of the funds made available under this head-
13 ing, \$3,000,000, to remain available until September 30,
14 2024, shall be used to carry out section 4003(b) of Public
15 Law 115–334 relating to demonstration projects for tribal
16 organizations: *Provided further*, That this appropriation
17 shall be subject to any work registration or workfare re-
18 quirements as may be required by law: *Provided further*,
19 That funds made available for Employment and Training
20 under this heading shall remain available through Sep-
21 tember 30, 2024: *Provided further*, That funds made avail-
22 able under this heading for section 28(d)(1), section 4(b),
23 and section 27(a) of the Food and Nutrition Act of 2008
24 shall remain available through September 30, 2024: *Pro-*
25 *vided further*, That none of the funds made available under

1 this heading may be obligated or expended in contraven-
2 tion of section 213A of the Immigration and Nationality
3 Act (8 U.S.C. 1183A): *Provided further*, That funds made
4 available under this heading may be used to enter into
5 contracts and employ staff to conduct studies, evaluations,
6 or to conduct activities related to program integrity pro-
7 vided that such activities are authorized by the Food and
8 Nutrition Act of 2008.

9 For making, after June 30 of the current fiscal year,
10 benefit payments to individuals, and payments to States
11 or other non-Federal entities, pursuant to the Food and
12 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.), for unan-
13 ticipated costs incurred for the last three months of the
14 fiscal year, such sums as may be necessary.

15 COMMODITY ASSISTANCE PROGRAM

16 For necessary expenses to carry out disaster assist-
17 ance and the Commodity Supplemental Food Program as
18 authorized by section 4(a) of the Agriculture and Con-
19 sumer Protection Act of 1973 (7 U.S.C. 612c note); the
20 Emergency Food Assistance Act of 1983; special assist-
21 ance for the nuclear affected islands, as authorized by sec-
22 tion 103(f)(2) of the Compact of Free Association Amend-
23 ments Act of 2003 (Public Law 108–188); and the Farm-
24 ers’ Market Nutrition Program, as authorized by section
25 17(m) of the Child Nutrition Act of 1966, \$469,710,000,

1 to remain available through September 30, 2024: *Pro-*
2 *vided*, That none of these funds shall be available to reim-
3 burse the Commodity Credit Corporation for commodities
4 donated to the program: *Provided further*, That notwith-
5 standing any other provision of law, effective with funds
6 made available in fiscal year 2023 to support the Seniors
7 Farmers' Market Nutrition Program, as authorized by
8 section 4402 of the Farm Security and Rural Investment
9 Act of 2002, such funds shall remain available through
10 September 30, 2024: *Provided further*, That of the funds
11 made available under section 27(a) of the Food and Nutri-
12 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
13 use up to 20 percent for costs associated with the distribu-
14 tion of commodities.

15 NUTRITION PROGRAMS ADMINISTRATION

16 For necessary administrative expenses of the Food
17 and Nutrition Service for carrying out any domestic nutri-
18 tion assistance program, \$231,378,000: *Provided*, That of
19 the funds provided herein, \$2,000,000 shall be used for
20 the purposes of section 4404 of Public Law 107–171, as
21 amended by section 4401 of Public Law 110–246.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS

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

6 For necessary expenses of the Office of the Under
7 Secretary for Trade and Foreign Agricultural Affairs,
8 \$932,000: *Provided*, That funds made available by this
9 Act to any agency in the Trade and Foreign Agricultural
10 Affairs mission area for salaries and expenses are avail-
11 able to fund up to one administrative support staff for
12 the Office.

13 OFFICE OF CODEX ALIMENTARIUS

14 For necessary expenses of the Office of Codex
15 Alimentarius, \$4,922,000, including not to exceed
16 \$40,000 for official reception and representation expenses.

17 FOREIGN AGRICULTURAL SERVICE

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the Foreign Agricultural
21 Service, including not to exceed \$250,000 for representa-
22 tion allowances and for expenses pursuant to section 8 of
23 the Act approved August 3, 1956 (7 U.S.C. 1766),
24 \$234,913,000, of which no more than 6 percent shall re-
25 main available until September 30, 2024, for overseas op-

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

18 FOOD FOR PEACE TITLE II GRANTS

19 For expenses during the current fiscal year, not oth-
20 erwise recoverable, and unrecovered prior years' costs, in-
21 cluding interest thereon, under the Food for Peace Act
22 (Public Law 83-480), for commodities supplied in connec-
23 tion with dispositions abroad under title II of said Act,
24 \$1,800,000,000, to remain available until expended.

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

3 For necessary expenses to carry out the provisions
4 of section 3107 of the Farm Security and Rural Invest-
5 ment Act of 2002 (7 U.S.C. 1736o-1), \$265,000,000, to
6 remain available until expended: *Provided*, That the Com-
7 modity Credit Corporation is authorized to provide the
8 services, facilities, and authorities for the purpose of im-
9 plementing such section, subject to reimbursement from
10 amounts provided herein: *Provided further*, That of the
11 amount made available under this heading, not more than
12 10 percent, but not less than \$26,500,000, shall remain
13 available until expended to purchase agricultural commod-
14 ities as described in subsection 3107(a)(2) of the Farm
15 Security and Rural Investment Act of 2002 (7 U.S.C.
16 1736o-1(a)(2)).

17 COMMODITY CREDIT CORPORATION EXPORT (LOANS)

18 CREDIT GUARANTEE PROGRAM ACCOUNT

19 (INCLUDING TRANSFERS OF FUNDS)

20 For administrative expenses to carry out the Com-
21 modity Credit Corporation's Export Guarantee Program,
22 GSM 102 and GSM 103, \$6,063,000, to cover common
23 overhead expenses as permitted by section 11 of the Com-
24 modity Credit Corporation Charter Act and in conformity
25 with the Federal Credit Reform Act of 1990, which shall

1 be transferred to and merged with the appropriation for
2 “Foreign Agricultural Service, Salaries and Expenses”.

3 TITLE VI
4 RELATED AGENCIES AND FOOD AND DRUG
5 ADMINISTRATION
6 DEPARTMENT OF HEALTH AND HUMAN SERVICES
7 FOOD AND DRUG ADMINISTRATION
8 SALARIES AND EXPENSES
9 (INCLUDING TRANSFERS OF FUNDS)

10 For necessary expenses of the Food and Drug Ad-
11 ministration, including hire and purchase of passenger
12 motor vehicles; for payment of space rental and related
13 costs pursuant to Public Law 92–313 for programs and
14 activities of the Food and Drug Administration which are
15 included in this Act; for rental of special purpose space
16 in the District of Columbia or elsewhere; in addition to
17 amounts appropriated to the FDA Innovation Account, for
18 carrying out the activities described in section 1002(b)(4)
19 of the 21st Century Cures Act (Public Law 114–255); for
20 miscellaneous and emergency expenses of enforcement ac-
21 tivities, authorized and approved by the Secretary and to
22 be accounted for solely on the Secretary’s certificate, not
23 to exceed \$25,000; and notwithstanding section 521 of
24 Public Law 107–188; \$6,484,171,000: *Provided*, That of
25 the amount provided under this heading, \$1,224,132,000

1 shall be derived from prescription drug user fees author-
2 ized by 21 U.S.C. 379h, and shall be credited to this ac-
3 count and remain available until expended; \$248,342,000
4 shall be derived from medical device user fees authorized
5 by 21 U.S.C. 379j, and shall be credited to this account
6 and remain available until expended; \$550,449,000 shall
7 be derived from human generic drug user fees authorized
8 by 21 U.S.C. 379j-42, and shall be credited to this ac-
9 count and remain available until expended; \$40,841,000
10 shall be derived from biosimilar biological product user
11 fees authorized by 21 U.S.C. 379j-52, and shall be cred-
12 ited to this account and remain available until expended;
13 \$32,238,000 shall be derived from animal drug user fees
14 authorized by 21 U.S.C. 379j-12, and shall be credited
15 to this account and remain available until expended;
16 \$29,459,000 shall be derived from generic new animal
17 drug user fees authorized by 21 U.S.C. 379j-21, and shall
18 be credited to this account and remain available until ex-
19 pended; \$712,000,000 shall be derived from tobacco prod-
20 uct user fees authorized by 21 U.S.C. 387s, and shall be
21 credited to this account and remain available until ex-
22 pended: *Provided further*, That in addition to and notwith-
23 standing any other provision under this heading, amounts
24 collected for prescription drug user fees, medical device
25 user fees, human generic drug user fees, biosimilar biologi-

1 cal product user fees, animal drug user fees, and generic
2 new animal drug user fees that exceed the respective fiscal
3 year 2023 limitations are appropriated and shall be cred-
4 ited to this account and remain available until expended:
5 *Provided further*, That fees derived from prescription drug,
6 medical device, human generic drug, biosimilar biological
7 product, animal drug, and generic new animal drug as-
8 sessments for fiscal year 2023, including any such fees
9 collected prior to fiscal year 2023 but credited for fiscal
10 year 2023, shall be subject to the fiscal year 2023 limita-
11 tions: *Provided further*, That the Secretary may accept
12 payment during fiscal year 2023 of user fees specified
13 under this heading and authorized for fiscal year 2024,
14 prior to the due date for such fees, and that amounts of
15 such fees assessed for fiscal year 2024 for which the Sec-
16 retary accepts payment in fiscal year 2023 shall not be
17 included in amounts under this heading: *Provided further*,
18 That none of these funds shall be used to develop, estab-
19 lish, or operate any program of user fees authorized by
20 31 U.S.C. 9701: *Provided further*, That of the total
21 amount appropriated: (1) \$1,244,007,000 shall be for the
22 Center for Food Safety and Applied Nutrition and related
23 field activities in the Office of Regulatory Affairs, of which
24 no less than \$15,000,000 shall be used for inspections of
25 foreign seafood manufacturers and field examinations of

1 imported seafood; (2) \$2,225,209,000 shall be for the
2 Center for Drug Evaluation and Research and related
3 field activities in the Office of Regulatory Affairs, of which
4 no less than \$10,000,000 shall be for pilots to increase
5 unannounced foreign inspections and shall remain avail-
6 able until expended, and \$15,000,000 shall be for coordi-
7 nating programs and activities of the Food and Drug Ad-
8 ministration with those of the Drug Enforcement Admin-
9 istration and U.S. Customs and Border Protection to com-
10 bat the illicit importation of opioids, including fentanyl,
11 through international mail facilities and land ports-of
12 entry; (3) \$477,782,000 shall be for the Center for Bio-
13 logics Evaluation and Research and for related field activi-
14 ties in the Office of Regulatory Affairs; (4) \$295,999,000
15 shall be for the Center for Veterinary Medicine and for
16 related field activities in the Office of Regulatory Affairs;
17 (5) \$682,221,000 shall be for the Center for Devices and
18 Radiological Health and for related field activities in the
19 Office of Regulatory Affairs; (6) \$77,893,000 shall be for
20 the National Center for Toxicological Research; (7)
21 \$677,165,000 shall be for the Center for Tobacco Prod-
22 ucts and for related field activities in the Office of Regu-
23 latory Affairs; (8) \$216,603,000 shall be for Rent and Re-
24 lated activities, of which \$56,011,000 is for White Oak
25 Consolidation, other than the amounts paid to the General

1 Services Administration for rent; (9) \$237,917,000 shall
2 be for payments to the General Services Administration
3 for rent; and (10) \$349,375,000 shall be for other activi-
4 ties, including the Office of the Commissioner of Food and
5 Drugs, the Office of Food Policy and Response, the Office
6 of Operations, the Office of the Chief Scientist, and cen-
7 tral services for these offices: *Provided further*, That not
8 to exceed \$25,000 of this amount shall be for official re-
9 ception and representation expenses, not otherwise pro-
10 vided for, as determined by the Commissioner: *Provided*
11 *further*, That any transfer of funds pursuant to, and for
12 the administration of, section 770(n) of the Federal Food,
13 Drug, and Cosmetic Act (21 U.S.C. 379dd(n)) shall only
14 be from amounts made available under this heading for
15 other activities and shall not exceed \$2,000,000: *Provided*
16 *further*, That of the amounts that are made available
17 under this heading for “other activities”, and that are not
18 derived from user fees, \$1,500,000 shall be transferred to
19 and merged with the appropriation for “Department of
20 Health and Human Services—Office of Inspector Gen-
21 eral” for oversight of the programs and operations of the
22 Food and Drug Administration and shall be in addition
23 to funds otherwise made available for oversight of the
24 Food and Drug Administration: *Provided further*, That
25 funds may be transferred from one specified activity to

1 another with the prior approval of the Committees on Ap-
2 propriations of both Houses of Congress.

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

19 BUILDINGS AND FACILITIES

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

1 FDA INNOVATION ACCOUNT, CURES ACT

2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses to carry out the purposes de-
4 scribed under section 1002(b)(4) of the 21st Century
5 Cures Act, in addition to amounts available for such pur-
6 poses under the heading “Salaries and Expenses”,
7 \$50,000,000, to remain available until expended: *Pro-*
8 *vided*, That amounts appropriated in this paragraph are
9 appropriated pursuant to section 1002(b)(3) of the 21st
10 Century Cures Act, are to be derived from amounts trans-
11 ferred under section 1002(b)(2)(A) of such Act, and may
12 be transferred by the Commissioner of Food and Drugs
13 to the appropriation for “Department of Health and
14 Human Services Food and Drug Administration Salaries
15 and Expenses” solely for the purposes provided in such
16 Act: *Provided further*, That upon a determination by the
17 Commissioner that funds transferred pursuant to the pre-
18 vious proviso are not necessary for the purposes provided,
19 such amounts may be transferred back to the account:
20 *Provided further*, That such transfer authority is in addi-
21 tion to any other transfer authority provided by law.

1 INDEPENDENT AGENCIES
2 COMMODITY FUTURES TRADING COMMISSION
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses to carry out the provisions
5 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
6 cluding the purchase and hire of passenger motor vehicles,
7 and the rental of space (to include multiple year leases),
8 in the District of Columbia and elsewhere, \$365,000,000,
9 including not to exceed \$3,000 for official reception and
10 representation expenses, and not to exceed \$25,000 for the
11 expenses for consultations and meetings hosted by the
12 Commission with foreign governmental and other regu-
13 latory officials, of which not less than \$20,000,000 shall
14 remain available until September 30, 2024, and of which
15 not less than \$4,567,000 shall be for expenses of the Of-
16 fice of the Inspector General: *Provided*, That notwith-
17 standing the limitations in 31 U.S.C. 1553, amounts pro-
18 vided under this heading are available for the liquidation
19 of obligations equal to current year payments on leases
20 entered into prior to the date of enactment of this Act:
21 *Provided further*, That for the purpose of recording and
22 liquidating any lease obligations that should have been re-
23 corded and liquidated against accounts closed pursuant to
24 31 U.S.C. 1552, and consistent with the preceding pro-
25 viso, such amounts shall be transferred to and recorded

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

4 FARM CREDIT ADMINISTRATION

5 LIMITATION ON ADMINISTRATIVE EXPENSES

6 Not to exceed \$88,500,000 (from assessments col-
7 lected from farm credit institutions, including the Federal
8 Agricultural Mortgage Corporation) shall be obligated
9 during the current fiscal year for administrative expenses
10 as authorized under 12 U.S.C. 2249: *Provided*, That this
11 limitation shall not apply to expenses associated with re-
12 ceiverships: *Provided further*, That the agency may exceed
13 this limitation by up to 10 percent with notification to the
14 Committees on Appropriations of both Houses of Con-
15 gress: *Provided further*, That the purposes of section
16 3.7(b)(2)(A)(i) of the Farm Credit Act of 1971 (12 U.S.C.
17 2128(b)(2)(A)(i)), the Farm Credit Administration may
18 exempt, an amount in its sole discretion, from the applica-
19 tion of the limitation provided in that clause of export
20 loans described in the clause guaranteed or insured in a
21 manner other than described in subclause (II) of the
22 clause.

1 TITLE VII
2 GENERAL PROVISIONS
3 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

4 SEC. 701. The Secretary may use any appropriations
5 made available to the Department of Agriculture in this
6 Act to purchase new passenger motor vehicles, in addition
7 to specific appropriations for this purpose, so long as the
8 total number of vehicles purchased in fiscal year 2023
9 does not exceed the number of vehicles owned or leased
10 in fiscal year 2018: *Provided*, That, prior to purchasing
11 additional motor vehicles, the Secretary must determine
12 that such vehicles are necessary for transportation safety,
13 to reduce operational costs, and for the protection of life,
14 property, and public safety: *Provided further*, That the
15 Secretary may not increase the Department of Agri-
16 culture's fleet above the 2018 level unless the Secretary
17 notifies in writing, and receives approval from, the Com-
18 mittees on Appropriations of both Houses of Congress
19 within 30 days of the notification.

20 SEC. 702. Notwithstanding any other provision of
21 this Act, the Secretary of Agriculture may transfer unobli-
22 gated balances of discretionary funds appropriated by this
23 Act or any other available unobligated discretionary bal-
24 ances that are remaining available of the Department of
25 Agriculture to the Working Capital Fund for the acquisi-

1 tion of property, plant and equipment and for the improve-
2 ment, delivery, and implementation of Department finan-
3 cial, and administrative information technology services,
4 and other support systems necessary for the delivery of
5 financial, administrative, and information technology serv-
6 ices, including cloud adoption and migration, of primary
7 benefit to the agencies of the Department of Agriculture,
8 such transferred funds to remain available until expended:
9 *Provided*, That none of the funds made available by this
10 Act or any other Act shall be transferred to the Working
11 Capital Fund without the prior approval of the agency ad-
12 ministrator: *Provided further*, That none of the funds
13 transferred to the Working Capital Fund pursuant to this
14 section shall be available for obligation without written no-
15 tification to and the prior approval of the Committees on
16 Appropriations of both Houses of Congress: *Provided fur-*
17 *ther*, That none of the funds appropriated by this Act or
18 made available to the Department's Working Capital
19 Fund shall be available for obligation or expenditure to
20 make any changes to the Department's National Finance
21 Center without written notification to and prior approval
22 of the Committees on Appropriations of both Houses of
23 Congress as required by section 716 of this Act: *Provided*
24 *further*, That none of the funds appropriated by this Act
25 or made available to the Department's Working Capital

1 Fund shall be available for obligation or expenditure to
2 initiate, plan, develop, implement, or make any changes
3 to remove or relocate any systems, missions, personnel, or
4 functions of the offices of the Chief Financial Officer and
5 the Chief Information Officer, co-located with or from the
6 National Finance Center prior to written notification to
7 and prior approval of the Committee on Appropriations
8 of both Houses of Congress and in accordance with the
9 requirements of section 716 of this Act: *Provided further,*
10 That the National Finance Center Information Tech-
11 nology Services Division personnel and data center man-
12 agement responsibilities, and control of any functions,
13 missions, and systems for current and future human re-
14 sources management and integrated personnel and payroll
15 systems (PPS) and functions provided by the Chief Finan-
16 cial Officer and the Chief Information Officer shall remain
17 in the National Finance Center and under the manage-
18 ment responsibility and administrative control of the Na-
19 tional Finance Center: *Provided further,* That the Sec-
20 retary of Agriculture and the offices of the Chief Financial
21 Officer shall actively market to existing and new Depart-
22 ments and other government agencies National Finance
23 Center shared services including, but not limited to, pay-
24 roll, financial management, and human capital shared
25 services and allow the National Finance Center to perform

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

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

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

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

24 SEC. 706. None of the funds made available to the
25 Department of Agriculture by this Act may be used to ac-

1 quire new information technology systems or significant
2 upgrades, as determined by the Office of the Chief Infor-
3 mation Officer, without the approval of the Chief Informa-
4 tion Officer and the concurrence of the Executive Informa-
5 tion Technology Investment Review Board: *Provided*, That
6 notwithstanding any other provision of law, none of the
7 funds appropriated or otherwise made available by this
8 Act may be transferred to the Office of the Chief Informa-
9 tion Officer without written notification to and the prior
10 approval of the Committees on Appropriations of both
11 Houses of Congress: *Provided further*, That notwith-
12 standing section 11319 of title 40, United States Code,
13 none of the funds available to the Department of Agri-
14 culture for information technology shall be obligated for
15 projects, contracts, or other agreements over \$25,000
16 prior to receipt of written approval by the Chief Informa-
17 tion Officer: *Provided further*, That the Chief Information
18 Officer may authorize an agency to obligate funds without
19 written approval from the Chief Information Officer for
20 projects, contracts, or other agreements up to \$250,000
21 based upon the performance of an agency measured
22 against the performance plan requirements described in
23 the explanatory statement accompanying Public Law 113-
24 235.

1 SEC. 707. Funds made available under section 524(b)
2 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in
3 the current fiscal year shall remain available until ex-
4 pended to disburse obligations made in the current fiscal
5 year.

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

14 SEC. 709. (a) Except as otherwise specifically pro-
15 vided by law, not more than \$20,000,000 in unobligated
16 balances from appropriations made available for salaries
17 and expenses in this Act for the Farm Service Agency
18 shall remain available through September 30, 2024, for
19 information technology expenses.

20 (b) Except as otherwise specifically provided by law,
21 not more than \$20,000,000 in unobligated balances from
22 appropriations made available for salaries and expenses in
23 this Act for the Rural Development mission area shall re-
24 main available through September 30, 2024, for informa-
25 tion technology expenses.

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

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

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

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

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

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

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

16 SEC. 714. Notwithstanding subsection (b) of section
17 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
18 section referred to as “section 14222”), none of the funds
19 appropriated or otherwise made available by this or any
20 other Act shall be used to pay the salaries and expenses
21 of personnel to carry out a program under section 32 of
22 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
23 referred to as “section 32”) in excess of \$1,483,309,000
24 (exclusive of carryover appropriations from prior fiscal
25 years), as follows: Child Nutrition Programs Entitlement

1 Commodities—\$485,000,000; State Option Contracts—
2 \$5,000,000; Removal of Defective Commodities—
3 \$2,500,000; Administration of section 32 Commodity Pur-
4 chases—\$37,178,000: *Provided*, That, of the total funds
5 made available in the matter preceding this proviso that
6 remain unobligated on October 1, 2023, such unobligated
7 balances shall carryover into fiscal year 2024 and shall
8 remain available until expended for any of the purposes
9 of section 32, except that any such carryover funds used
10 in accordance with clause (3) of section 32 may not exceed
11 \$350,000,000 and may not be obligated until the Sec-
12 retary of Agriculture provides written notification of the
13 expenditures to the Committees on Appropriations of both
14 Houses of Congress at least two weeks in advance: *Pro-*
15 *vided further*, That, with the exception of any available
16 carryover funds authorized in any prior appropriations Act
17 to be used for the purposes of clause (3) of section 32,
18 none of the funds appropriated or otherwise made avail-
19 able by this or any other Act shall be used to pay the
20 salaries or expenses of any employee of the Department
21 of Agriculture to carry out clause (3) of section 32.

22 SEC. 715. None of the funds appropriated by this or
23 any other Act shall be used to pay the salaries and ex-
24 penses of personnel who prepare or submit appropriations
25 language as part of the President’s budget submission to

1 the Congress for programs under the jurisdiction of the
2 Appropriations Subcommittees on Agriculture, Rural De-
3 velopment, Food and Drug Administration, and Related
4 Agencies that assumes revenues or reflects a reduction
5 from the previous year due to user fees proposals that
6 have not been enacted into law prior to the submission
7 of the budget unless such budget submission identifies
8 which additional spending reductions should occur in the
9 event the user fees proposals are not enacted prior to the
10 date of the convening of a committee of conference for
11 the fiscal year 2024 appropriations Act.

12 SEC. 716. (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 derived by the collection of
17 fees available to the agencies funded by this Act, shall be
18 available for obligation or expenditure through a re-
19 programming, transfer of funds, or reimbursements as au-
20 thorized by the Economy Act, or in the case of the Depart-
21 ment of Agriculture, through use of the authority provided
22 by section 702(b) of the Department of Agriculture Or-
23 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
24 Law 89–106 (7 U.S.C. 2263), that—

25 (1) creates new programs;

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

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

5 (4) relocates an office or employees;

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

7 or

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

10 unless the Secretary of Agriculture, the Secretary of
11 Health and Human Services, or the Chairman of the Com-
12 modity Futures Trading Commission (as the case may be)
13 notifies in writing and receives approval from the Commit-
14 tees on Appropriations of both Houses of Congress at least
15 30 days in advance of the reprogramming of such funds
16 or the use of such authority.

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 derived by the collection of
22 fees available to the agencies funded by this Act, shall be
23 available for obligation or expenditure for activities, pro-
24 grams, or projects through a reprogramming or use of the
25 authorities referred to in subsection (a) involving funds

1 in excess of \$500,000 or 10 percent, whichever is less,
2 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;

12 unless the Secretary of Agriculture, the Secretary of
13 Health and Human Services, or the Chairman of the Com-
14 modity Futures Trading Commission (as the case may be)
15 notifies in writing and receives approval from the Commit-
16 tees on Appropriations of both Houses of Congress at least
17 30 days in advance of the reprogramming or transfer of
18 such funds or the use of 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 in writ-
22 ing and receive approval from the Committees on Appro-
23 priations of both Houses of Congress before implementing
24 any program or activity not carried out during the pre-

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

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

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

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

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

22 unless the agencies funded by this Act notify, in writing,
23 the Committees on Appropriations of both Houses of Con-
24 gress at least 30 days in advance of using the funds for
25 these purposes.

1 (e) As described in this section, no funds may be used
2 for any activities unless the Secretary of Agriculture, the
3 Secretary of Health and Human Services, or the Chair-
4 man of the Commodity Futures Trading Commission re-
5 ceives from the Committee on Appropriations of both
6 Houses of Congress written or electronic mail confirma-
7 tion of receipt of the notification as required in this sec-
8 tion.

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

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

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

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

17 SEC. 721. Not later than 30 days after the date of
18 enactment of this Act, the Secretary of Agriculture, the
19 Commissioner of the Food and Drug Administration, the
20 Chairman of the Commodity Futures Trading Commis-
21 sion, and the Chairman of the Farm Credit Administra-
22 tion shall submit to the Committees on Appropriations of
23 both Houses of Congress a detailed spending plan by pro-
24 gram, project, and activity for all the funds made available

1 under this Act including appropriated user fees, as defined
2 in the report accompanying this Act.

3 SEC. 722. None of the funds made available by this
4 Act may be used to propose, promulgate, or implement
5 any rule, or take any other action with respect to, allowing
6 or requiring information intended for a prescribing health
7 care professional, in the case of a drug or biological prod-
8 uct subject to section 503(b)(1) of the Federal Food,
9 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-
10 tributed to such professional electronically (in lieu of in
11 paper form) unless and until a Federal law is enacted to
12 allow or require such distribution.

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

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

1 SEC. 725. None of the credit card refunds or rebates
2 transferred to the Working Capital Fund pursuant to sec-
3 tion 729 of the Agriculture, Rural Development, Food and
4 Drug Administration, and Related Agencies Appropria-
5 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107–76)
6 shall be available for obligation without written notifica-
7 tion to, and the prior approval of, the Committees on Ap-
8 propriations of both Houses of Congress: *Provided*, That
9 the refunds or rebates so transferred shall be available for
10 obligation only for the acquisition of property, plant and
11 equipment, including equipment for the improvement, de-
12 livery, and implementation of Departmental financial
13 management, information technology, and other support
14 systems necessary for the delivery of financial, administra-
15 tive, and information technology services, including cloud
16 adoption and migration, of primary benefit to the agencies
17 of the Department of Agriculture.

18 SEC. 726. None of the funds made available by this
19 Act may be used to implement, administer, or enforce the
20 “variety” requirements of the final rule entitled “Enhanc-
21 ing Retailer Standards in the Supplemental Nutrition As-
22 sistance Program (SNAP)” published by the Department
23 of Agriculture in the Federal Register on December 15,
24 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-
25 culture amends the definition of the term “variety” as de-

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

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

24 SEC. 728. None of the funds appropriated or other-
25 wise made available by this Act shall be available for the

1 United States Department of Agriculture to propose, fi-
2 nalize or implement any regulation that would promulgate
3 new user fees pursuant to 31 U.S.C. 9701 after the date
4 of the enactment of this Act.

5 SEC. 729. For fiscal year 2023, the Secretary shall
6 establish a process under which an establishment in the
7 Chesapeake Bay area that is subject to examination and
8 inspection under section 6 of the Federal Meat Inspection
9 Act solely due to the establishment's processing of domes-
10 tic, wild caught, invasive blue catfish (*Ictalurus furcatus*),
11 may apply for a waiver of such examination and inspection
12 requirements if the establishment is subject to inspection
13 under the Seafood Hazard Analysis Critical Control
14 Points Program of the Food and Drug Administration and
15 the establishment attests that it applies existing Seafood
16 Hazard Critical Control Points Program for all species
17 processed at the establishment.

18 SEC. 730. Notwithstanding any provision of law that
19 regulates the calculation and payment of overtime and hol-
20 iday pay for FSIS inspectors, the Secretary may charge
21 establishments subject to the inspection requirements of
22 the Poultry Products Inspection Act, 21 U.S.C. 451 et
23 seq., the Federal Meat Inspection Act, 21 U.S.C. 601 et
24 seq., and the Egg Products Inspection Act, 21 U.S.C. 1031
25 et seq., for the cost of inspection services provided outside

1 of an establishment’s approved inspection shifts, and for
2 inspection services provided on Federal holidays: *Provided*,
3 That any sums charged pursuant to this paragraph shall
4 be deemed as overtime pay or holiday pay under section
5 1001(d) of the American Rescue Plan Act of 2021 (Public
6 Law 117–2, 135 Stat. 242): *Provided further*, That sums
7 received by the Secretary under this paragraph shall, in
8 addition to other available funds, remain available until
9 expended to the Secretary without further appropriation
10 for the purpose of funding all costs associated with FSIS
11 inspections.

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

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

16 (A) veterinary control and oversight;

17 (B) disease history and vaccination prac-
18 tices;

19 (C) livestock demographics and
20 traceability;

21 (D) epidemiological separation from poten-
22 tial sources of infection;

23 (E) surveillance practices;

24 (F) diagnostic laboratory capabilities; and

1 (G) emergency preparedness and response;
2 and

3 (2) promptly make publicly available the final
4 reports of any audits or reviews conducted pursuant
5 to subsection (1).

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

9 SEC. 732. None of the funds made available by this
10 Act may be used to implement section 3.7(f) of the Farm
11 Credit Act of 1971 in a manner inconsistent with section
12 343(a)(13) of the Consolidated Farm and Rural Develop-
13 ment Act.

14 SEC. 733. In this fiscal year and thereafter, and not-
15 withstanding any other provision of law, none of the funds
16 made available by this Act may be used to carry out any
17 activities or incur any expense related to the issuance of
18 licenses under section 3 of the Animal Welfare Act (7
19 U.S.C. 2133), or the renewal of such licenses, to class B
20 dealers who sell Random Source dogs and cats for use in
21 research, experiments, teaching, or testing.

22 SEC. 734. (a)(1) No Federal funds made available for
23 this fiscal year for the rural water, waste water, waste dis-
24 posal, and solid waste management programs authorized
25 by sections 306, 306A, 306C, 306D, 306E, and 310B of

1 the Consolidated Farm and Rural Development Act (7
2 U.S.C. 1926 et seq.) shall be used for a project for the
3 construction, alteration, maintenance, or repair of a public
4 water or wastewater system unless all of the iron and steel
5 products used in the project are produced in the United
6 States.

7 (2) In this section, the term “iron and steel products”
8 means the following products made primarily of iron or
9 steel: lined or unlined pipes and fittings, manhole covers
10 and other municipal castings, hydrants, tanks, flanges,
11 pipe clamps and restraints, valves, structural steel, rein-
12 forced precast concrete, and construction materials.

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

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

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

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

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

12 (d) This section shall be applied in a manner con-
13 sistent with United States obligations under international
14 agreements.

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

21 (f) Subsection (a) shall not apply with respect to a
22 project for which the engineering plans and specifications
23 include use of iron and steel products otherwise prohibited
24 by such subsection if the plans and specifications have re-

1 ceived required approvals from State agencies prior to the
2 date of enactment of this Act.

3 (g) For purposes of this section, the terms “United
4 States” and “State” shall include each of the several
5 States, the District of Columbia, and each Federally rec-
6 ognized Indian Tribe.

7 SEC. 735. None of the funds appropriated by this Act
8 may be used in any way, directly or indirectly, to influence
9 congressional action on any legislation or appropriation
10 matters pending before Congress, other than to commu-
11 nicate to Members of Congress as described in 18 U.S.C.
12 1913.

13 SEC. 736. Of the total amounts made available by
14 this Act for direct loans and grants under the following
15 headings: “Rural Housing Service—Rural Housing Insur-
16 ance Fund Program Account”; “Rural Housing Service—
17 Mutual and Self-Help Housing Grants”; “Rural Housing
18 Service—Rural Housing Assistance Grants”; “Rural
19 Housing Service—Rural Community Facilities Program
20 Account”; “Rural Business-Cooperative Service—Rural
21 Business Program Account”; “Rural Business-Coopera-
22 tive Service—Rural Economic Development Loans Pro-
23 gram Account”; “Rural Business-Cooperative Service—
24 Rural Cooperative Development Grants”; “Rural Busi-
25 ness-Cooperative Service—Rural Microentrepreneur As-

1 sistance Program”; “Rural Utilities Service—Rural Water
2 and Waste Disposal Program Account”; “Rural Utilities
3 Service—Rural Electrification and Telecommunications
4 Loans Program Account”; and “Rural Utilities Service—
5 Distance Learning, Telemedicine, and Broadband Pro-
6 gram”, to the maximum extent feasible, at least 10 per-
7 cent of the funds shall be allocated for assistance in per-
8 sistent poverty counties under this section, including, not-
9 withstanding any other provision regarding population
10 limits, any county seat of such a persistent poverty county
11 that has a population that does not exceed the authorized
12 population limit by more than 10 percent: *Provided*, That
13 for purposes of this section, the term “persistent poverty
14 counties” means any county that has had 20 percent or
15 more of its population living in poverty over the past 30
16 years, as measured by the 1990 and 2000 decennial cen-
17 suses, and 2007–2011 American Community Survey 5-
18 year average, or any territory or possession of the United
19 States: *Provided further*, That with respect to specific ac-
20 tivities for which program levels have been made available
21 by this Act that are not supported by budget authority,
22 the requirements of this section shall be applied to such
23 program level.

24 SEC. 737. None of the funds made available by this
25 Act may be used to notify a sponsor or otherwise acknowl-

1 edge receipt of a submission for an exemption for inves-
2 tigational use of a drug or biological product under section
3 505(i) of the Federal Food, Drug, and Cosmetic Act (21
4 U.S.C. 355(i)) or section 351(a)(3) of the Public Health
5 Service Act (42 U.S.C. 262(a)(3)) in research in which
6 a human embryo is intentionally created or modified to
7 include a heritable genetic modification. Any such submis-
8 sion shall be deemed to have not been received by the Sec-
9 retary, and the exemption may not go into effect.

10 SEC. 738. None of the funds made available by this
11 or any other Act may be used to enforce the final rule
12 promulgated by the Food and Drug Administration enti-
13 tled “Standards for the Growing, Harvesting, Packing,
14 and Holding of Produce for Human Consumption,” and
15 published on November 27, 2015, with respect to the regu-
16 lation of entities that grow, harvest, pack, or hold wine
17 grapes, hops, pulse crops, or almonds.

18 SEC. 739. There is hereby appropriated \$5,000,000,
19 to remain available until September 30, 2024, for a pilot
20 program for the National Institute of Food and Agri-
21 culture to provide grants to nonprofit organizations for
22 programs and services to establish and enhance farming
23 and ranching opportunities for military veterans.

24 SEC. 740. For school years 2022–2023 and 2023–
25 2024, none of the funds made available by this Act may

1 be used to implement or enforce the matter following the
2 first comma in the second sentence of footnote (c) of sec-
3 tion 220.8(c) of title 7, Code of Federal Regulations, with
4 respect to the substitution of vegetables for fruits under
5 the school breakfast program established under section 4
6 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

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

9 (1) in contravention of section 7606 of the Ag-
10 ricultural Act of 2014 (7 U.S.C. 5940), subtitle G
11 of the Agricultural Marketing Act of 1946, or sec-
12 tion 10114 of the Agriculture Improvement Act of
13 2018; or

14 (2) to prohibit the transportation, processing,
15 sale, or use of hemp, or seeds of such plant, that is
16 grown or cultivated in accordance with section 7606
17 of the Agricultural Act of 2014 or Subtitle G of the
18 Agricultural Marketing Act of 1946, within or out-
19 side the State in which the hemp is grown or cul-
20 tivated.

21 SEC. 742. There is hereby appropriated \$3,000,000,
22 to remain available until expended, for grants under sec-
23 tion 12502 of Public Law 115–334.

24 SEC. 743. There is hereby appropriated \$1,000,000
25 to carry out section 3307 of Public Law 115–334.

1 SEC. 744. The Secretary of Agriculture may waive
2 the matching funds requirement under section 412(g) of
3 the Agricultural Research, Extension, and Education Re-
4 form Act of 1998 (7 U.S.C. 7632(g)).

5 SEC. 745. There is hereby appropriated \$2,000,000,
6 to remain available until expended, for a pilot program
7 for the Secretary to provide grants to qualified non-profit
8 organizations and public housing authorities to provide
9 technical assistance, including financial and legal services,
10 to RHS multi-family housing borrowers to facilitate the
11 acquisition of RHS multi-family housing properties in
12 areas where the Secretary determines a risk of loss of af-
13 fordable housing, by non-profit housing organizations and
14 public housing authorities as authorized by law that com-
15 mit to keep such properties in the RHS multi-family hous-
16 ing program for a period of time as determined by the
17 Secretary.

18 SEC. 746. There is hereby appropriated \$3,000,000,
19 to carry out section 4208 of Public Law 115–334, includ-
20 ing for project locations in additional regions and timely
21 completion of required reporting to Congress.

22 SEC. 747. There is hereby appropriated \$5,000,000
23 to carry out section 12301 of Public Law 115–334, Farm-
24 ing Opportunities Training and Outreach.

1 SEC. 748. In response to an eligible community where
2 the drinking water supplies are inadequate due to a nat-
3 ural disaster, as determined by the Secretary, including
4 drought or severe weather, the Secretary may provide po-
5 table water through the Emergency Community Water As-
6 sistance Grant Program for an additional period of time
7 not to exceed 120 days beyond the established period pro-
8 vided under the Program in order to protect public health.

9 SEC. 749. Funds made available under title II of the
10 Food for Peace Act (7 U.S.C. 1721 et seq.) may only be
11 used to provide assistance to recipient nations if adequate
12 monitoring and controls, as determined by the Adminis-
13 trator, are in place to ensure that emergency food aid is
14 received by the intended beneficiaries in areas affected by
15 food shortages and not diverted for unauthorized or inap-
16 propriate purposes.

17 SEC. 750. In this fiscal year and thereafter, and not-
18 withstanding any other provision of law, ARS facilities as
19 described in the “Memorandum of Understanding Be-
20 tween the U.S. Department of Agriculture Animal and
21 Plant Health Inspection Service (APHIS) and the U.S.
22 Department of Agriculture Agricultural Research Service
23 (ARS) Concerning Laboratory Animal Welfare” (16-
24 6100-0103-MU Revision 16-1) shall be inspected by

1 APHIS for compliance with the Animal Welfare Act and
2 its regulations and standards.

3 SEC. 751. None of the funds made available by this
4 Act may be used to procure raw or processed poultry prod-
5 ucts imported into the United States from the People's
6 Republic of China for use in the school lunch program
7 under the Richard B. Russell National School Lunch Act
8 (42 U.S.C. 1751 et seq.), the Child and Adult Care Food
9 Program under section 17 of such Act (42 U.S.C. 1766),
10 the Summer Food Service Program for Children under
11 section 13 of such Act (42 U.S.C. 1761), or the school
12 breakfast program under the Child Nutrition Act of 1966
13 (42 U.S.C. 1771 et seq.).

14 SEC. 752. For school year 2023–2024, only a school
15 food authority that had a negative balance in the nonprofit
16 school food service account as of June 30, 2022, shall be
17 required to establish a price for paid lunches in accordance
18 with section 12(p) of the Richard B. Russell National
19 School Lunch Act (42 U.S.C. 1760(p)).

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

1 SEC. 754. Any funds made available by this or any
2 other Act that the Secretary withholds pursuant to section
3 1668(g)(2) of the Food, Agriculture, Conservation, and
4 Trade Act of 1990 (7 U.S.C. 5921(g)(2)), as amended,
5 shall be available for grants for biotechnology risk assess-
6 ment research: *Provided*, That the Secretary may transfer
7 such funds among appropriations of the Department of
8 Agriculture for purposes of making such grants.

9 SEC. 755. Hereafter, none of the funds made avail-
10 able by this Act or any other Act, may be used to pay
11 the salaries or expenses of personnel to implement any ac-
12 tivities related to:

13 (a) the permitting of non-recording of observed viola-
14 tions of the Animal Welfare Act or its regulations on offi-
15 cial inspection reports; or

16 (b) the prioritizing of education or collaborative ap-
17 proaches to violations or noncompliance ahead of enforce-
18 ment under the Animal Welfare Act.

19 SEC. 756. There is hereby appropriated \$400,000 to
20 carry out section 1672(g)(4)(B) of the Food, Agriculture,
21 Conservation, and Trade Act of 1990 (7 U.S.C.
22 5925(g)(4(B)) as amended by section 7209 of Public Law
23 115–334.

24 SEC. 757. For necessary expenses associated with
25 cotton classing activities pursuant to 7 U.S.C. 55, to in-

1 clude equipment and facility upgrades, and in addition to
2 any other funds made available for this purpose, there is
3 appropriated \$4,000,000, to remain available until Sep-
4 tember 30, 2024: *Provided*, That amounts made available
5 in this section shall be treated as funds collected by fees
6 authorized under Mar. 4, 1923, ch. 288, §5, 42 Stat.
7 1518, as amended (7 U.S.C. 55).

8 SEC. 758. Notwithstanding any other provision of
9 law, no funds available to the Department of Agriculture
10 may be used to move any staff office or any agency from
11 the mission area in which it was located on August 1,
12 2018, to any other mission area or office within the De-
13 partment in the absence of the enactment of specific legis-
14 lation affirming such move.

15 SEC. 759. The Secretary, acting through the Chief
16 of the Natural Resources Conservation Service, may use
17 funds appropriated under this Act or any other Act for
18 the Watershed and Flood Prevention Operations Program
19 and the Watershed Rehabilitation Program carried out
20 pursuant to the Watershed Protection and Flood Preven-
21 tion Act (16 U.S.C. 1001 et seq.), and for the Emergency
22 Watershed Protection Program carried out pursuant to
23 section 403 of the Agricultural Credit Act of 1978 (16
24 U.S.C. 2203) to provide technical services for such pro-
25 grams pursuant to section 1252(a)(1) of the Food Secu-

1 rity Act of 1985 (16 U.S.C. 3851(a)(1)), notwithstanding
2 subsection (c) of such section.

3 SEC. 760. In administering the pilot program estab-
4 lished by section 779 of division A of the Consolidated Ap-
5 propriations Act, 2018 (Public Law 115–141), the Sec-
6 retary of Agriculture may, for purposes of determining en-
7 tities eligible to receive assistance, consider those commu-
8 nities which are “Areas Rural in Character”: *Provided*,
9 That not more than 10 percent of the funds made avail-
10 able under the heading “Distance Learning, Telemedicine,
11 and Broadband Program” for the purposes of the pilot
12 program established by section 779 of Public Law 115–
13 141 may be used for this purpose.

14 SEC. 761. There is hereby appropriated \$29,700,000
15 for the Goodfellow Federal facility, to remain available
16 until expended, which shall be transferred to and merged
17 with the appropriation for “Food Safety and Inspection
18 Service”.

19 SEC. 762. Hereafter, none of the funds made avail-
20 able by this Act or any other Act may be used to pay
21 the salaries or expenses of personnel—

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

1 (2) to inspect horses under section 903 of the
2 Federal Agriculture Improvement and Reform Act of
3 1996 (7 U.S.C. 1901 note; Public Law 104–127); or
4 (3) to implement or enforce section 352.19 of
5 title 9, Code of Federal Regulations (or a successor
6 regulation).

7 SEC. 763. There is appropriated to the Department
8 of Agriculture, for an additional amount for “Agricultural
9 Programs—Processing, Research, and Marketing—Office
10 of the Secretary”, \$5,000,000, which shall remain avail-
11 able until expended, for necessary expenses, under such
12 terms and conditions determined by the Secretary, related
13 to testing soil, water, or agricultural products for per- and
14 polyfluoroalkyl substances (PFAS) at the request of an
15 agricultural producer, assisting agricultural producers af-
16 fected by PFAS contamination with costs related to miti-
17 gate the impacts to their operation that have resulted from
18 such contamination and indemnifying agricultural pro-
19 ducers for the value of unmarketable crops, livestock, and
20 other agricultural products related to PFAS contamina-
21 tion: *Provided*, That the Secretary shall prioritize such as-
22 sistance to agricultural producers in states and territories
23 that have established a tolerance threshold for PFAS in
24 a food or agricultural product: *Provided further*, That, not
25 later than 90 days after the end of fiscal year 2023, the

1 Secretary shall submit a report to the Congress specifying
2 the type, amount, and method of such assistance by state
3 and territory and the status of the amounts obligated and
4 plans for further expenditure, and include improvements
5 that can be made to U.S. Department of Agriculture pro-
6 grams, either administratively or legislatively, to increase
7 support for agricultural producers impacted by PFAS con-
8 tamination and to enhance scientific knowledge on PFAS
9 uptake in crops and livestock and PFAS mitigation and
10 remediation methods and disseminate such knowledge to
11 agricultural producers.

12 SEC. 764. Any future compliance date for any provi-
13 sion of the Food and Drug Administration’s final rule en-
14 titled “Milk and Cream Products and Yogurt Products;
15 Final Rule To Revoke the Standards for Lowfat Yogurt
16 and Nonfat Yogurt and To Amend the Standard for Yo-
17 gurt” (86 Fed. Reg. 31117, June 11, 2021) for which the
18 agency is exercising enforcement discretion or that is
19 stayed as a result of objections timely filed under 21
20 U.S.C. 371(e)(2), shall be established no earlier than Jan-
21 uary 1 of the year that is three years after either:

22 (a) Final action upon such objection(s) is taken by
23 the Secretary of Health and Human Services; or

24 (b) The party withdraws such objection(s).

1 SEC. 765. In addition to the amount of reimburse-
2 ment for administrative and operating expenses available
3 for crop insurance contracts described in subsection
4 (a)(2)(F) of section III of the 2023 Standard Reinsurance
5 Agreement (SRA) that cover agricultural commodities de-
6 scribed in section 101 of title I of the Specialty Crops
7 Competitiveness Act of 2004 (7 U.S.C. 1621 note), there
8 is hereby appropriated \$50,000,000, to remain available
9 until expended, to pay, with respect to such contracts for
10 the 2021 reinsurance year, an amount that is equal to the
11 difference between the amount to be paid pursuant to the
12 SRA for the applicable reinsurance year and the amount
13 that would be paid if such contracts were not subject to
14 a reduction described in subsection (a)(2)(G) of section
15 III of the SRA but subject to a reimbursement rate equal
16 to 17.5 percent of the net book premium.

17 SEC. 766. There is appropriated to the Department
18 of Agriculture, for an additional amount for “Agricultural
19 Programs—Processing, Research, and Marketing—Office
20 of the Secretary”, \$10,000,000, which shall remain avail-
21 able until expended, for necessary expenses to address as-
22 sistance for disasters occurring in calendar year 2022.

23 SEC. 767. In addition to amounts otherwise available,
24 there is appropriated to the Secretary of Agriculture
25 \$50,000,000, to remain available until September 30,

1 2023, to provide relief payments for frontline grocery
2 workers through the Farmworker and Food Worker Relief
3 Grant Program of the Agricultural Marketing Service.

4 SEC. 768. None of the funds made available by this
5 Act may be used to review or approve an application under
6 section 505(i) of the Federal Food, Drug, and Cosmetic
7 Act (21 U.S.C. 355(i)) or section 351(a)(3) of the Public
8 Health Service Act (42 U.S.C. 262(a)(3)) that is sub-
9 mitted by a sponsor located in Russia, unless such applica-
10 tion is for a drug that is intended to treat a serious or
11 life-threatening condition and for which there is an unmet
12 medical treatment need.

13 SEC. 769. The Secretary of Agriculture shall take
14 such actions as may be necessary to prohibit the purchase
15 of agricultural land located in the United States by compa-
16 nies owned, in full or in part, by the People’s Republic
17 of China, Russia, North Korea, or Iran.

18 This Act may be cited as the “Agriculture, Rural De-
19 velopment, Food and Drug Administration, and Related
20 Agencies Appropriations Act, 2023”.

Union Calendar No. 300

117TH CONGRESS
2^D SESSION

H. R. 8239

[Report No. 117-392]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2023, and for other purposes.

JUNE 27, 2022

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