

## **GENERAL PROVISIONS**

The estimates include General Provisions language as follows (new language underscored; deleted matter enclosed in brackets):

**Section 701:** Provides authority for the purchase, replacement, and hire of passenger motor vehicles.

SEC. 701. The Secretary may use any appropriations made available to the Department of Agriculture in this Act to purchase new passenger motor vehicles, in addition to specific appropriations for this purpose, so long as the total number of vehicles purchased in fiscal year [2021 ]2022 does not exceed the number of vehicles owned or leased in fiscal year 2018: *Provided*, That, prior to purchasing additional motor vehicles, the Secretary must determine that such vehicles are necessary for transportation safety, to reduce operational costs, and for the protection of life, property, and public safety: *Provided further*, That the Secretary may not increase the Department of Agriculture's fleet[ above the 2018 level unless the Secretary notifies in writing, and receives approval from,] until the Secretary has provided written notification to the Committees on Appropriations of both Houses of Congress [within 30 days of the notification].

*The first change* removes language restricting the purchase of the number of new passenger motor vehicles.

*The second and third changes* modify language regarding notification to Congress.

**Section 702:** Authorizes the transfer of discretionary, unobligated funds appropriated by this Act or other available unobligated discretionary balances to the Working Capital Fund (WCF) for the purpose of acquiring plant and capital equipment, and for the improvement and implementation of Department financial management, information technology, and other support systems necessary for the delivery of financial, administrative, and information technology services with approval of the Agency Administrator. Amounts transferred under this authority would not be available for obligation until the Committees on Appropriations of Congress are notified. In addition, language allows up to 4 percent of total annual income to the WCF for fiscal year 2022 may be retained in the Fund for fiscal year 2022, to remain available until expended, to be used for the acquisition of plant and capital equipment, and for the improvement and implementation of Department financial management, information technology, and other support systems or to pay any unforeseen, extraordinary cost of the National Finance Center, the amounts reserved are not available for obligation without notification to the Appropriations Committees. Funds available for investment from among the equity accounts of the Department's WCF may be allocated among the activities the WCF supports for any purpose relating to information technology modernization.

SEC. 702. Notwithstanding any other provision of this Act, the Secretary of Agriculture

may transfer unobligated balances of discretionary funds appropriated by this Act or any other available unobligated discretionary balances that are remaining available of the Department of Agriculture to the Working Capital Fund for the acquisition of property, plant, and [capital ]equipment and for the improvement, delivery, and implementation of Department financial, and administrative, information technology services, and other support systems necessary for the delivery of financial, administrative, and information technology services, including cloud adoption and migration, of primary benefit to the agencies of the Department of Agriculture, such transferred funds to remain available until expended: *Provided*, That none of the funds made available by this Act or any other Act shall be transferred to the Working Capital Fund without the prior approval of the agency administrator: *Provided further*, That none of the funds transferred to the Working Capital Fund pursuant to this section shall be available for obligation without [written ]prior notification to [and the prior approval of] the Committees on Appropriations of both Houses of Congress: *Provided further*, That none of the funds appropriated by this Act or made available to the Department's Working Capital Fund shall be available for obligation or expenditure to make any changes to the Department's National Finance Center without [written ]prior notification to [and prior approval of] the Committees on Appropriations of both Houses of Congress as required by section 716 of this Act: *Provided further*, That none of the funds appropriated by this Act or made available to the Department's Working Capital Fund shall be available for obligation or expenditure to initiate, plan, develop, implement, or make any changes to remove or relocate any systems, missions, personnel, or functions of the offices of the Chief Financial Officer and the Chief Information Officer, co-located with or from the National Finance Center prior to written notification to and prior approval of the Committee on Appropriations of both Houses of Congress and in accordance with the requirements of section 716 of this Act: *Provided further*, That the National Finance Center Information Technology Services Division personnel and data center management responsibilities, and control of any functions, missions, and systems for current and future human resources management and integrated personnel and payroll systems (PPS) and functions provided by the Chief Financial Officer and the Chief Information Officer shall remain in the National Finance Center and under the management responsibility and administrative control of the National Finance Center: *Provided further*, That the Secretary of Agriculture and the offices of the Chief Financial Officer shall actively market to existing and new Departments and other government agencies National Finance Center shared services including, but not limited to, payroll, financial management, and human capital shared services and allow the National Finance Center to perform technology upgrades: *Provided further*, That [of annual income amounts in the Working Capital Fund of the Department of Agriculture attributable to the amounts in excess of the true costs of the shared services provided by the National Finance Center and budgeted for the National Finance Center, the Secretary shall reserve not more than 4 percent for the replacement or acquisition of capital equipment, including equipment for the improvement, delivery, and implementation of financial,

administrative, and information technology services, and other systems of the National Finance Center or to pay any unforeseen, extraordinary cost of the National Finance Center] an amount not to exceed 4 percent of the total annual income to Working Capital Fund Activity Centers may be retained in the fund to remain available until expended, to be used for the acquisition of property, plant, and equipment and for the improvement, delivery, and implementation of Department financial, administrative, and information technology services, including cloud adoption and migration, or to pay any unforeseen, extraordinary costs of the Working Capital Fund Activity Centers of primary benefit to the agencies of the Department of Agriculture: Provided further, That none of the amounts reserved shall be available for obligation unless the Secretary submits written notification of the obligation to the Committees on Appropriations of both Houses of Congress: Provided further, That the limitations on the obligation of funds pending notification to Congressional Committees shall not apply to any obligation that, as determined by the Secretary, is necessary to respond to a declared state of emergency that significantly impacts the operations of the National Finance Center; or to evacuate employees of the National Finance Center to a safe haven to continue operations of the National Finance Center.

*The first, second, third and fourth changes* would allow the Department to acquire the necessary equipment and services to support enhancements and modernization of Departmental administrative systems. The previous language limits the use of funds to only capital acquisitions and such a limit prevents the Department from acquiring services for system improvements. Such services are commonplace in contemporary system improvement and enhancement projects.

*The fifth, sixth, seventh and eighth change* provides that the Committees on Appropriations of Congress be notified in advance of obligations of funds transferred to the WCF under this authority.

*The ninth change* deletes the language regarding National Finance Center and WCF.

*The tenth change* incorporates new language that provides the authority to reserve up to 4 percent of total annual income to the WCF for fiscal year 2022 may be retained in the Fund for fiscal year 2022, to remain available until expended, to be used for the acquisition of capital equipment, and for the improvement and implementation of Department financial management, information technology, and other support systems or to pay any unforeseen, extraordinary cost of the National Finance Center.

**Section 703:** Provides that no part of any appropriation in this Act shall remain available for obligation beyond the current fiscal year unless otherwise specified.

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

**Section 704:** Limits the negotiated indirect cost rates on cooperative agreements between the Department and nonprofit institutions to 10 percent of the value of the agreement.

SEC. 704. No funds appropriated by this Act may be used to pay negotiated indirect cost rates on cooperative agreements or similar arrangements between the United States Department of Agriculture and nonprofit institutions in excess of 10 percent of the total direct cost of the agreement when the purpose of such cooperative arrangements is to carry out programs of mutual interest between the two parties. This does not preclude appropriate payment of indirect costs on grants and contracts with such institutions when such indirect costs are computed on a similar basis for all agencies for which appropriations are provided in this Act.

**Section 705:** Provides that subsidy authority for Rural Development Loan Fund program account, the Rural Electrification and Telecommunication Loans program account and the Rural Housing Insurance Fund program account remain available until expended to cover obligations.

SEC. 705. Appropriations to the Department of Agriculture for the cost of direct and guaranteed loans made available in the current fiscal year shall remain available until expended to disburse obligations made in the current fiscal year for the following accounts: the Rural Development Loan Fund program account, the Rural Electrification and Telecommunication Loans program account, and the Rural Housing Insurance Fund program account.

**Section 706:** Prohibits the use of funds to acquire new information technology systems or significant upgrades, as determined by the Office of the Chief Information Officer (OCIO), without approval of the Chief Information Officer and the concurrence of the Executive Technology Investment Review Board and Committees on Appropriations of both Houses of Congress.

SEC. 706. None of the funds made available to the Department of Agriculture by this Act may be used to acquire new information technology systems or significant upgrades, as determined by the Office of the Chief Information Officer, without the approval of the Chief Information Officer and the concurrence of the Executive Information Technology Investment Review Board: *Provided*, That notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this Act may be transferred to the Office of the Chief Information Officer without written notification to and the prior approval of the Committees on Appropriations of both Houses of Congress: *Provided further*, That, notwithstanding section 11319 of title 40, United States Code, none of the funds available to the Department of Agriculture for information technology shall be obligated for projects, contracts, or other agreements over \$25,000 prior to receipt of written approval by the Chief Information Officer: *Provided further*,

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

*This change deletes* reference to the performance plan requirements as described in the explanatory statement accompanying Public Law 113-235.

**Section 707:** Allows funds made available in a fiscal year for the Agricultural Management Assistance Program to remain available until expended to cover obligations made in the same fiscal year but are not available for new obligations.

SEC. 707. Funds made available under section 524(b) of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in the current fiscal year shall remain available until expended to disburse obligations made in the current fiscal year.

**Section 708:** Continues language to expand eligibility for loans and grants under the Rural Economic Development (RED) Grants program to former RUS borrowers and entities.

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

**Section 709:** Allows up to \$20 million of unobligated balances from the Farm Service Agency and Rural Development mission area salaries and expenses account to be used for information technology expenses through FY 2022.

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

(b) Except as otherwise specifically provided by law, not more than \$20,000,000 in unobligated balances from appropriations made available for salaries and expenses in this Act for the Rural Development mission area shall remain available through September 30, 2021, for information technology expenses.]

*This change deletes* the entire section 709. This provision is replaced by new section 728.

**Section 710:** Prohibits the use of funds for first-class travel that does not comply with Federal regulations on temporary duty travel allowances.

SEC. [710]709. None of the funds appropriated or otherwise made available by this Act may be used for first-class travel by the employees of agencies funded by this Act in contravention of sections 301–10.122 through 301–10.124 of title 41, Code of Federal Regulations.

**Section 711:** Continues language providing the authority to use Commodity Credit Corporation funds provided for certain Farm Bill programs for technical assistance and administrative expenses related to those programs and excludes programs for which indefinite amounts are provided, with regard to the limitations contained in section 11 of the Commodity Credit Corporation Charter Act.

SEC. [711]710. In the case of each program established or amended by the Agricultural Act of 2014 (Public Law 113–79) or by a successor to that Act, other than by title I or subtitle A of title III of such Act, or programs for which indefinite amounts were provided in that Act, that is authorized or required to be carried out using funds of the Commodity Credit Corporation—

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

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

**Section 712:** Provides a spending limit of \$2.9 million for activities related to all Federal Advisory Committee Act committees of the Department funded by this Act.

SEC. [712]711. Of the funds made available by this Act, not more than \$2,900,000 shall be used to cover necessary expenses of activities related to all [advisory ]Federal Advisory Committee Act committees[, panels, commissions, and task forces] of the Department of Agriculture[, except for panels used to comply with negotiated rule makings and panels used to evaluate competitively awarded grants].

*The changes allow more flexibility in recovering expenses for all Federal Advisory Committee Act committees' activities.*

**Section 713:** Prohibits a computer network from being established or maintained unless the network blocks the viewing, downloading and exchanging of pornography, except for entities carrying out criminal investigations, prosecution, or adjudication activities.

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

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.]

*This change deletes the entire section 713. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.*

**Section 714:** Allows the Agricultural Marketing Service to retain unobligated balances until expended for Section 32 purposes, with up to \$350 million of balances allowed for direct payments to reestablish farmers' purchasing powers. The total Section 32 spending cap for 2022 is \$1.39 billion. Commodity Purchase Services, administrative funds, is to be funded at \$38.8 million.

SEC. [714]~~712~~. Notwithstanding subsection (b) of section 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this section referred to as “section 14222”), none of the funds appropriated or otherwise made available by this or any other Act shall be used to pay the salaries and expenses of personnel to carry out a program under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c; in this section referred to as “section 32”) in excess of [~~\$1,359,864,000~~]\$1,391,211,000 (exclusive of carryover appropriations from prior fiscal years), as follows: Child Nutrition Programs Entitlement Commodities—\$485,000,000; State Option Contracts—\$5,000,000; Removal of Defective Commodities—\$2,500,000; Administration of Section 32 Commodity Purchases—[~~\$35,853,000~~]\$38,810,000; *Provided*, That of the total funds made available in the matter preceding this proviso that remain unobligated on October 1, [2021]2022, such unobligated balances shall carryover into fiscal year [2022]2023 and shall remain available until expended for any of the purposes of section 32, except that any such carryover funds used in accordance with clause (3) of section 32 may not exceed \$350,000,000 and may not be obligated until the Secretary of Agriculture provides written notification of the expenditures to the Committees on Appropriations of both Houses of Congress at least two weeks in advance: *Provided further*, That, with the exception of any available carryover funds authorized in any prior appropriations Act to be used for the purposes of clause (3) of section 32, none of the funds appropriated or otherwise made available by this or any other Act shall be used to pay the salaries or expenses of any employee of the Department of Agriculture to carry out clause (3) of section 32.

**Section 715:** Prohibits the use of funds to pay the salaries and expenses of personnel who prepare or submit appropriations language to Congress that assumes revenues or reflects a reduction from the previous year due to user fee proposals that have not been enacted into law prior to the budget submission.

[SEC. 715. None of the funds appropriated by this or any other Act shall be used to pay the salaries and expenses of personnel who prepare or submit appropriations language as part of the President's budget submission to the Congress for programs under the jurisdiction of the Appropriations Subcommittees on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies that assumes revenues or reflects a reduction from the previous year due to user fees proposals that have not been enacted into law prior to the submission of the budget unless such budget submission identifies which additional spending reductions should occur in the event the user fees proposals are not enacted prior to the date of the convening of a committee of conference for the fiscal year 2021 appropriations Act.]

*This change deletes the entire section 715. The 2022 budget includes appropriation request for funds under current law.*

**Section 716:** Requires written notification to and approval from Congress 30 days in advance of reprogramming of funds, interchanges, new Greenbook charges, or Economy Act ("reimbursable") agreements under certain circumstances; for actions that increase or decrease funding for a major capital investment, realign or reorganize an entity involving five or more employees; contracts out or privatizes any functions currently performed by federal employees; or for carrying out activities not described in the budget request.

[SEC. 716. (a) None of the funds provided by this Act, or provided by previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming, transfer of funds, or reimbursements as authorized by the Economy Act, or in the case of the Department of Agriculture, through use of the authority provided by section 702(b) of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 2257) or section 8 of Public Law 89–106 (7 U.S.C. 2263), that—

- (1) creates new programs;
- (2) eliminates a program, project, or activity;
- (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted;
- (4) relocates an office or employees;
- (5) reorganizes offices, programs, or activities;



or

(6) contracts out or privatizes any functions or activities presently performed by Federal employees; unless the Secretary of Agriculture, the Chairman of the Commodity Futures Trading Commission, or the Secretary of Health and Human Services (as the case may be) notifies in writing and receives approval from the Committees on Appropriations of both Houses of Congress at least 30 days in advance of the reprogramming of such funds or the use of such authority.

(b) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure for activities, programs, or projects through a reprogramming or use of the authorities referred to in subsection (a) involving funds in excess of \$500,000 or 10 percent, whichever is less, that—

- (1) augments existing programs, projects, or activities;
- (2) reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent as approved by Congress; or
- (3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress;

unless the Secretary of Agriculture, the Chairman of the Commodity Futures Trading Commission, or the Secretary of Health and Human Services (as the case may be) notifies in writing and receives approval from the Committees on Appropriations of both Houses of Congress at least 30 days in advance of the reprogramming or transfer of such funds or the use of such authority.

(c) The Secretary of Agriculture, the Chairman of the Commodity Futures Trading Commission, or the Secretary of Health and Human Services shall notify in writing and receive approval from the Committees on Appropriations of both Houses of Congress before implementing any program or activity not carried out during the previous fiscal year unless the program or activity is funded by this Act or specifically funded by any other Act.

(d) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for—

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

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

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

unless the agencies funded by this Act notify, in writing, the Committees on Appropriations of both Houses of Congress at least 30 days in advance of using the funds for these purposes.

(e) As described in this section, no funds may be used for any activities unless the Secretary of Agriculture, the Chairman of the Commodity Futures Trading Commission, or the Secretary of Health and Human Services receives from the Committee on Appropriations of both Houses of Congress written or electronic mail confirmation of receipt of the notification as required in this section.]

*This change deletes the entire section 716. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner. The Department will continue its policy of informing the Congress in sufficient time of any reprogramming plans.*

**Section 717:** Allows the Secretary to assess a one-time fee for any guaranteed business and industry loan of up to 3 percent of the guaranteed principal portion of the loan.

SEC. [717]713. Notwithstanding section 310B(g)(5) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(g)(5)), the Secretary may assess a one-time fee for any guaranteed business and industry loan in an amount that does not exceed 3 percent of the guaranteed principal portion of the loan.

**Section 718:** Prohibits the use of USDA funds to transmit or otherwise make available to any non-USDA employee reports, questions, or responses to questions requested for the appropriations hearing process.

[SEC. 718. None of the funds appropriated or otherwise made available to the Department of Agriculture, the Food and Drug Administration, the Commodity Futures Trading Commission, or the Farm Credit Administration shall be used to transmit or otherwise make available reports, questions, or responses to questions that are a result of information requested for the appropriations hearing process to any non-Department of Agriculture, non-Department of Health and Human Services, non-Commodity Futures Trading Commission, or non-Farm Credit Administration employee.]

*This change deletes the entire section 718. This is requested to permit the Executive Branch to carry out programs in the most efficient manner.*

**Section 719:** Prohibits the use of appropriated funds to produce any prepackaged news story intended for broadcast or distribution in the United States unless the story includes a clear notification within the text or audio that indicates that the prepackaged story was prepared or funded by the Department of Agriculture.

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

*This change deletes* the entire section 719. This change is requested to provide the Secretary the flexibility needed to carry out programs in the most efficient and effective manner.

**Section 720:** Requires reimbursements for USDA employees detailed for more than 60 days in a fiscal year.

[SEC. 720. No employee of the Department of Agriculture may be detailed or assigned from an agency or office funded by this Act or any other Act to any other agency or office of the Department for more than 60 days in a fiscal year unless the individual's employing agency or office is fully reimbursed by the receiving agency or office for the salary and expenses of the employee for the period of assignment.]

*This change deletes* the entire section 720. This change is requested to provide the Secretary the flexibility needed to carry out programs in the most efficient and effective manner.

**Section 721:** Requires a spending plan by program, project, and activity no later than 30 days after enactment for all funds, including appropriated user fees.

[SEC. 721. Not later than 30 days after the date of enactment of this Act, the Secretary of Agriculture, the Commissioner of the Food and Drug Administration, the Chairman of the Commodity Futures Trading Commission, and the Chairman of the Farm Credit Administration shall submit to the Committees on Appropriations of both Houses of Congress a detailed spending plan by program, project, and activity for all the funds made available under this Act including appropriated user fees, as defined in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act).]

*This change deletes* the entire section 721. This change is requested to provide the Secretary the flexibility needed to carry out programs in the most efficient and effective manner.

**Section 722:** Cancels \$1.25 billion of unobligated balances in the WIC Program.

[SEC. 722 Of the unobligated balances from amounts made available for the supplemental nutrition program as authorized by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), \$1,250,000,000 are hereby rescinded: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985.]

*This change deletes the entire section 722. This is a one-time provision.*

**Section 723:** Continues to exclude incarcerated prison populations for the purposes of determining program eligibility or level of program assistance for Rural Development Programs.

[SEC. 723. For the purposes of determining eligibility or level of program assistance for Rural Development programs the Secretary shall not include incarcerated prison populations.]

*This change deletes the entire section 723. This provision is included in the Farm Bill.*

**Section 724:** Allows the Secretary to increase the program level by not more than 25 percent for loans and loan guarantees that do not require budget authority. Prior to implementing the increase, the Secretary is required to provide written notification at least 15 days in advance.

SEC. [724]~~714~~. For loans and loan guarantees that do not require budget authority and the program level has been established in this Act, the Secretary of Agriculture may increase the program level for such loans and loan guarantees by not more than 25 percent: *Provided*, That prior to the Secretary implementing such an increase, the Secretary notifies, in writing, the Committees on Appropriations of both Houses of Congress at least 15 days in advance.

**Section 725:** Limits the use of refunds or rebates from credit card purchases to the acquisition of plant and capital equipment, and for the improvement and implementation of Department financial management, information technology, and other support systems and requires advanced congressional notification.

SEC. [725]~~715~~. None of the credit card refunds or rebates transferred to the Working Capital Fund pursuant to section 729 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2002 (7 U.S.C. 2235a; Public Law 107–76) shall be available for obligation without prior [written] notification to[, and the prior approval of,] the Committees on Appropriations of both Houses of Congress: *Provided*, That the refunds or rebates so transferred shall be available for

obligation only for the acquisition of property, plant and [capital] equipment, including equipment for the improvement, delivery and implementation of Departmental financial management, information technology, and other support systems necessary for the delivery of financial, administrative, and information technology services, including cloud adoption and migration, of primary benefit to the agencies of the Department of Agriculture, and such transferred funds shall remain available until expended.

*The first change* provides that the Committees on Appropriations of Congress be notified in advance of obligations of credit card refunds or rebates transferred to the WCF under this authority.

*The second change* would allow the Department to acquire the necessary equipment and services to support enhancements and modernization of Departmental administrative systems. The previous language limits the use of funds to only capital acquisitions and such a limit prevents the Department from acquiring services for system improvements. Such services are commonplace in contemporary system improvement and enhancement projects.

*The third change* allows the transferred funds to remain available beyond the fiscal year.

**Section 726:** Prohibits FNS from implementing and executing final food stocking requirements at approved SNAP retailers until the Secretary amends the definition of the term "variety" to increase the number of acceptable, qualifying items in each staple food category beyond the number and "variety" currently included in the final rule published on December 15, 2016. Until such time, FNS shall apply the requirements regarding acceptable varieties and breadth of stock to SNAP retailers that were in effect on the day before the date of the enactment of the Agricultural Act of 2014.

[SEC. 726. None of the funds made available by this Act may be used to implement, administer, or enforce the "variety" requirements of the final rule entitled "Enhancing Retailer Standards in the Supplemental Nutrition Assistance Program (SNAP)" published by the Department of Agriculture in the Federal Register on December 15, 2016 (81 Fed. Reg. 90675) until the Secretary of Agriculture amends the definition of the term "variety" as defined in section 278.1(b)(1)(ii)(C) of title 7, Code of Federal Regulations, and "variety" as applied in the definition of the term "staple food" as defined in section 271.2 of title 7, Code of Federal Regulations, to increase the number of items that qualify as acceptable varieties in each staple food category so that the total number of such items in each staple food category exceeds the number of such items in each staple food category included in the final rule as published on December 15, 2016: *Provided*, That until the Secretary promulgates such regulatory amendments, the Secretary shall apply the requirements regarding acceptable varieties and breadth of stock to Supplemental Nutrition Assistance Program retailers that were in effect on the day before the date of the enactment of the Agricultural Act of 2014 (Public Law 113–79).]

*This change deletes* the entire section 726. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.

**Section 727:** Allows the section 502 single family housing guaranteed loan program similar to FHA and VA home loan guarantees, allowing lenders to issue loan guarantees on behalf of the Federal government.

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

*This change deletes* the entire section 727. This provision is no longer needed.

**Section 728:** Restricts funding for the Food and Drug Administration to allow or require drug information intended for a doctor to be distributed electronically rather than on paper, unless a Federal Law is enacted to allow or require electronic distribution.

[SEC. 728. None of the funds made available by this Act may be used to propose, promulgate, or implement any rule, or take any other action with respect to, allowing or requiring information intended for a prescribing health care professional, in the case of a drug or biological product subject to section 503(b)(1) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be distributed to such professional electronically (in lieu of in paper form) unless and until a Federal law is enacted to allow or require such distribution.]

*This change deletes* the entire section 728. The provision applies to funds provided to the Food and Drug Administration.

**Section 729:** Prohibits the use of funds for the hazard analysis and risk-based preventive control requirements of the current good manufacturing practice, hazard analysis, and risk-based preventive controls for food for animals rule with respect to the regulation of the production, distribution, sale, or receipt of dried spent grain by products of the alcoholic beverage production process.

[SEC. 729. None of the funds made available by this or any other Act may be used to carry out the final rule promulgated by the Food and Drug Administration and put into effect November 16, 2015, in regards to the hazard analysis and risk-based preventive control requirements of the current good manufacturing practice, hazard analysis, and risk-based preventive controls for food for animals rule with respect to the regulation of

the production, distribution, sale, or receipt of dried spent grain by products of the alcoholic beverage production process.]

*This change deletes* the entire section 729. The provision applies to funds provided to the Food and Drug Administration.

**Section 730:** Provides \$11 million to carry out Section 6407 of the Farm Bill, through the Rural Energy Savings Program and provides for loans to replace manufactured housing units with energy-efficient manufactured housing.

[SEC. 730. There is hereby appropriated \$11,000,000, to remain available until expended, to carry out section 6407 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may allow eligible entities, or comparable entities that provide energy efficiency services using their own billing mechanism to offer loans to customers in any part of their service territory and to offer loans to replace a manufactured housing unit with another manufactured housing unit, if replacement would be more cost effective in saving energy.]

*This change deletes* the entire section 730. The budget includes the funding in the Rural Electrification and Telecommunication Program account.

**Section 731:** Requires establishment of a prioritization process for APHIS to conduct audits or reviews of countries or regions that have received animal health status recognitions to export animals or animal products to the U.S. This process shall be applied consistent with obligations under international trade agreements.

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

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

- (A) veterinary control and oversight;
- (B) disease history and vaccination practices;
- (C) livestock demographics and traceability;
- (D) epidemiological separation from potential sources of infection;
- (E) surveillance practices;
- (F) diagnostic laboratory capabilities; and
- (G) emergency preparedness and response; and

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

(b) This section shall be applied in a manner consistent with United States obligations under its international trade agreements.]

*This change deletes* the entire section 731. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.

**Section 732:** Includes language providing priority to the definition of rural areas as defined in the Consolidated Farm and Rural Development Act for Water and Waste Disposal facilities.

SEC. [732]716. None of the funds made available by this Act may be used to implement section 3.7(f) of the Farm Credit Act of 1971 in a manner inconsistent with section 343(a)(13) of the Consolidated Farm and Rural Development Act

**Section 733:** Prevents APHIS from conducting activities or incurring expenses related to issuance or renewal of licenses to class B dealers who sell dogs and cats for use in research, experiments, teaching, or testing.

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

*This change deletes* the entire section 733. Through regulatory oversight of Class B dealers, APHIS ensures that the acquisition and disposition of animals is done humanely and in accordance with the regulations. Without continued regulatory oversight, APHIS would be unable to assure the health and well-being of these animals.

**Section 734:** Prohibits funding a public water or wastewater system unless all iron and steel products used in the project are produced in the United States. The Secretary may waive this requirement under certain conditions.

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

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

(b) Subsection (a) shall not apply in any case or category of cases in which the Secretary of Agriculture (in this section referred to as the “Secretary”) or the designee of



the Secretary finds that—

- (1) applying subsection (a) would be inconsistent with the public interest;
- (2) iron and steel products are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality; or
- (3) inclusion of iron and steel products produced in the United States will increase the cost of the overall project by more than 25 percent.

(c) If the Secretary or the designee receives a request for a waiver under this section, the Secretary or the designee shall make available to the public on an informal basis a copy of the request and information available to the Secretary or the designee concerning the request, and shall allow for informal public input on the request for at least 15 days prior to making a finding based on the request. The Secretary or the designee shall make the request and accompanying information available by electronic means, including on the official public Internet Website of the Department.

(d) This section shall be applied in a manner consistent with United States obligations under international agreements.

(e) The Secretary may retain up to 0.25 percent of the funds appropriated in this Act for “Rural Utilities Service—Rural Water and Waste Disposal Program Account” for carrying out the provisions described in subsection (a)(1) for management and oversight of the requirements of this section.

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

(g) For purposes of this section, the terms “United States” and “State” shall include each of the several States, the District of Columbia, and each federally recognized Indian tribe.]

*This change deletes the entire section 734. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.*

**Section 735:** Prohibits the use of funds to influence Congressional action on legislation or appropriation matters other than to communicate with Members or officials of Congress as authorized by law.

[SEC. 735. None of the funds appropriated by this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in 18 U.S.C. 1913.]

*This change deletes* the entire section 735. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.

**Section 736:** Requires that at least 10 percent of the direct loans and grants for various Rural Development Programs, be allocated for assistance in persistent poverty counties (counties that have 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990 and 2000 decennial censuses and the 2007-2011 American Community Survey 5-year average, or any territory or possession of the U.S.), including those counties with county seats having populations within 110 percent of the authorized population limit.

[SEC. 736. Of the total amounts made available by this Act for direct loans and grants in section 730 and in the following headings: “Rural Housing Service—Rural Housing Insurance Fund Program Account”; “Rural Housing Service—Mutual and Self-Help Housing Grants”; “Rural Housing Service—Rural Housing Assistance Grants”; “Rural Housing Service—Rural Community Facilities Program Account”; “Rural Business-Cooperative Service—Rural Business Program Account”; “Rural Business-Cooperative Service—Rural Economic Development Loans Program Account”; “Rural Business-Cooperative Service—Rural Cooperative Development Grants”; “Rural Utilities Service—Rural Water and Waste Disposal Program Account”; “Rural Utilities Service—Rural Electrification and Telecommunications Loans Program Account”; and “Rural Utilities Service—Distance Learning, Telemedicine, and Broadband Program”, to the maximum extent feasible, at least 10 percent of the funds shall be allocated for assistance in persistent poverty counties under this section, including, notwithstanding any other provision regarding population limits, any county seat of such a persistent poverty county that has a population that does not exceed the authorized population limit by more than 10 percent: *Provided*, That for purposes of this section, the term “persistent poverty counties” means any county that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990 and 2000 decennial censuses, and 2007–2011 American Community Survey 5-year average, or any territory or possession of the United States: *Provided further*, That with respect to specific activities for which program levels have been made available by this Act that are not supported by budget authority, the requirements of this section shall be applied to such program level.]

*This change deletes* the entire section 736. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.

**Section 737:** Provides funding to support grants and technical assistance to implement farm to school programs that improve access to local foods in eligible schools.

[SEC. 737. In addition to any other funds made available in this Act or any other Act, there is appropriated \$12,000,000 to carry out section 18(g)(8) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769(g)), to remain available until expended.]

*This change deletes the entire section 737 and replaces with section 728.*

**Section 738:** Provides funding to support the cost of loans and grants to provide access to healthy food in underserved areas, to create and preserve quality jobs, and to revitalize low-income communities.

[SEC. 738. There is hereby appropriated \$5,000,000, to remain available until September 30, 2022, for the cost of loans and grants that is consistent with section 4206 of the Agricultural Act of 2014, for necessary expenses of the Secretary to support projects that provide access to healthy food in underserved areas, to create and preserve quality jobs, and to revitalize low-income communities.]

*This change deletes the entire section 738. The budget proposes this funding in its own account.*

**Section 739:** Provides funding to APHIS for one-time control and management and associated activities directly related to a multi-agency response to citrus greening.

[SEC. 739. For an additional amount for “Animal and Plant Health Inspection Service—Salaries and Expenses”, \$8,500,000, to remain available until September 30, 2022, for one-time control and management and associated activities directly related to the multiple-agency response to citrus greening.]

*This change deletes the entire section 739. This is a one-time provision.*

**Section 740:** Restricts funding for the Food and Drug Administration from conducting research on a human embryo that is intentionally created or modified to include a heritable genetic moderation.

[SEC. 740. None of the funds made available by this Act may be used to notify a sponsor or otherwise acknowledge receipt of a submission for an exemption for investigational use of a drug or biological product under section 505(i) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(i)) or section 351(a)(3) of the Public Health Service Act (42 U.S.C. 262(a)(3)) in research in which a human embryo is intentionally created or modified to include a heritable genetic modification. Any such submission shall be deemed to have not been received by the Secretary, and the exemption may not go into effect.]

*This change deletes the entire section 740. This provision applies to funds provided to the Food*

and Drug Administration.

**Section 741:** Restricts funding for the Food and Drug Administration from enforcing the Standards for the Growing, Harvesting, Packing, and Holding of Produce for Human Consumption with respect to the regulation of entities that grow, harvest, pack, or hold wine grapes, hops, pulse crops, or almonds.

SEC. [741]717. None of the funds made available by this or any other Act may be used to enforce the final rule promulgated by the Food and Drug Administration entitled “Standards for the Growing, Harvesting, Packing, and Holding of Produce for Human Consumption,” and published on November 27, 2015, with respect to the regulation of entities that grow, harvest, pack, or hold wine grapes, hops, pulse crops, or almonds.

**Section 742:** Provides funding for a pilot program to provide grants from NIFA to non-profit organizations to for services to establish and enhance ranching opportunities for military veterans.

[SEC. 742. There is hereby appropriated \$5,000,000, to remain available until September 30, 2022, for a pilot program for the National Institute of Food and Agriculture to provide grants to nonprofit organizations for programs and services to establish and enhance farming and ranching opportunities for military veterans.]

*This change deletes the entire section 742. This a one-time provision.*

**Section 743:** Prohibits any limits on using vegetables to substitute for fruits under the school breakfast program.

SEC. [743]719. For school [years 2020–2021 and 2021–2022]year 2022-2023, none of the funds made available by this Act may be used to implement or enforce the matter following the first comma in the second sentence of footnote (c) of section 220.8(c) of title 7, Code of Federal Regulations, with respect to the substitution of vegetables for fruits under the school breakfast program established under section 4 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

*This change updates the year.*

**Section 744:** Prohibits funds from being used to prohibit the transportation, processing, sale, or use of industrial hemp in research as authorized by Section 7606 of the 2014 Farm Bill, subtitle G of the Agricultural Marketing Act of 1946, or Section 10114 of the 2018 Farm Bill.

SEC. [744]719. None of the funds made available by this Act or any other Act may be used—

(1) in contravention of section 7606 of the Agricultural Act of 2014 (7 U.S.C. 5940), subtitle G of the Agricultural Marketing Act of 1946, or section 10114 of the Agriculture Improvement Act of 2018; or

(2) to prohibit the transportation, processing, sale, or use of hemp, or seeds of such plant, that is grown or cultivated in accordance with [subsection ]section 7606 of the Agricultural Act of 2014 [or Subtitle G of the Agricultural Marketing Act of 1946,] (7 U.S.C. 5940) within or outside the State in which the industrial hemp is grown or cultivated.

*The first change removes the word “subsection”.*

*The second change adds the U.S. Code.*

*The third change adds industrial as stated in the section 7606 of 7 U.S.C. 5940.*

**Section 745:** Revises advice provided in the notice of availability entitled “Advice About Eating Fish, From the Environmental Protection Agency and Food and Drug Administration; Revised Fish Advice; Availability” to be consistent with nutrition science recognized by the Food and Drug Administration on the net effects of seafood consumption.

[SEC. 745. Out of amounts appropriated to the Food and Drug Administration under title VI, the Secretary of Health and Human Services, acting through the Commissioner of Food and Drugs, shall, not later than July 1, 2020, and following the review required under Executive Order No. 12866 (5 U.S.C. 601 note; relating to regulatory planning and review), issue advice revising the advice provided in the notice of availability entitled “Advice About Eating Fish, From the Environmental Protection Agency and Food and Drug Administration; Revised Fish Advice; Availability” (82 Fed. Reg. 6571 (January 19, 2017)), in a manner that is consistent with nutrition science recognized by the Food and Drug Administration on the net effects of seafood consumption.]

*This change deletes the entire section 745. This provision applies to the Food and Drug Administration.*

**Section 746:** Provides grants for shelters for domestic violence victims with pets.

[SEC. 746. There is hereby appropriated \$2,500,000, to remain available until expended, for grants under section 12502 of Public Law 115–334.]

*This change deletes the entire section 746. This a one-time provision.*

**Section 747:** Provides funding for the transportation of commodities.

[SEC. 747. There is hereby appropriated \$2,000,000 to carry out section 1621 of Public Law 110–246.]

*This change deletes the entire section 747. This a one-time provision.*

**Section 748:** Provides funding to implement a demonstration program for tribal organizations to enter into self-determination contracts to purchase agricultural commodities under the food distribution program for the Indian reservation of that tribal organization.

[SEC. 748. There is hereby appropriated \$3,000,000, to remain available until September 30, 2022, to carry out section 4003(b) of Public Law 115–334 relating to demonstration projects for Tribal Organizations.]

*This change deletes the entire section 748. This a one-time provision.*

**Section 749:** Provides funding to implement non-renewable agreements for preservation of water bank and flooded agricultural lands.

[SEC. 749. In addition to amounts otherwise made available by this Act and notwithstanding the last sentence of 16 U.S.C. 1310, there is appropriated \$4,000,000, to remain available until expended, to implement non-renewable agreements on eligible lands, including flooded agricultural lands, as determined by the Secretary, under the Water Bank Act (16 U.S.C. 1301–1311).]

*This change deletes the entire section 749. This a one-time provision.*

**Section 750:** Includes language setting aside funding from certain RD programs for Rural Economic Area Partnership Zones.

[SEC. 750. The Secretary shall set aside for Rural Economic Area Partnership (REAP) Zones, until August 15, 2021, an amount of funds made available in title III under the headings of Rural Housing Insurance Fund Program Account, Mutual and Self-Help Housing Grants, Rural Housing Assistance Grants, Rural Community Facilities Program Account, Rural Business Program Account, Rural Development Loan Fund Program Account, and Rural Water and Waste Disposal Program Account, equal to the amount obligated in REAP Zones with respect to funds provided under such headings in the most recent fiscal year any such funds were obligated under such headings for REAP Zones.]

*This change deletes the entire section 750. This was a one-time set aside.*

**Section 751:** Provides funding for the International Agricultural Education Fellowship program.

[SEC. 751. There is hereby appropriated \$1,000,000 to carry out section 3307 of Public

Law 115–334.]

*This change deletes the entire section 751. This a one-time provision.*

**Section 752:** Allows the Secretary to waive the matching funds requirement for the National Institute of Food and Agriculture programs under Section 412(g) of the Agricultural Research, Extension, and Education Reform Act of 1998.

SEC. [752]~~720~~. The Secretary of Agriculture may waive the matching funds requirement under Section 412(g) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7632(g)).

**Section 753:** Provides funding for grants to non-profit organizations that provide financial and legal services to multi-family housing borrowers to facilitate the acquisition of multi-family housing properties in areas at-risk of losing affordable housing.

[SEC. 753. There is hereby appropriated \$2,000,000, to remain available until expended, for a pilot program for the Secretary to provide grants to qualified non-profit organizations and public housing authorities to provide technical assistance, including financial and legal services, to RHS multi-family housing borrowers to facilitate the acquisition of RHS multi-family housing properties in areas where the Secretary determines a risk of loss of affordable housing, by non-profit housing organizations and public housing authorities as authorized by law that commit to keep such properties in the RHS multi-family housing program for a period of time as determined by the Secretary.]

*This change deletes the entire section 753. This a one-time provision.*

**Section 754:** Provides funding to establish the Office of Urban Agriculture and Innovative Production.

[SEC. 754. There is hereby appropriated \$7,000,000 to carry out section 222 of Subtitle A of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6923) as amended by section 12302 of Public Law 115–334.]

*This change deletes the entire section 754. The budget reflects funding for this program in an account.*

**Section 755:** Provides funding to develop and test methods to increase the purchase and consumption of fluid milk by members of households that receive SNAP benefits.

[SEC. 755. There is hereby appropriated \$1,000,000, to remain available until September

30, 2022, to carry out section 4208 of Public Law 115–334.]

*This change deletes* the entire section 755. The budget reflects funding for this program in an account.

**Section 756:** Provides funding for Farming Opportunities Training and Outreach program.

[SEC. 756. There is hereby appropriated \$5,000,000 to carry out section 12301 of Public Law 115–334.]

*This change deletes* the entire section 756. This a one-time provision.

**Section 757:** Provides funding for grants to land-grant colleges and universities to provide support for Tribal students.

[SEC. 757. There is hereby appropriated \$5,000,000 to carry out section 1450 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222e) as amended by section 7120 of Public Law 115–334.]

*This change deletes* the entire section 757. This a one-time provision.

**Section 758:** Provides funding to carry out the Agricultural Genome to Phenome Initiative.

[SEC. 758. There is hereby appropriated \$1,000,000 to carry out section 1671 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5924) as amended by section 7208 of Public Law 115–334.]

*This change deletes* the entire section 758. This a one-time provision.

**Section 759:** Allows the Emergency Community Water Assistance Grant program to provide potable water to eligible communities for an additional 120 days beyond Program requirements to protect public health during a natural disaster.

SEC. [759]721. In response to an eligible community where the drinking water supplies are inadequate due to a natural disaster, as determined by the Secretary, including drought or severe weather, the Secretary may provide potable water through the Emergency Community Water Assistance Grant Program for an additional period of time not to exceed 120 days beyond the established period provided under the Program in order to protect public health.

**Section 760:** Provides funding to provide grants, through the States, to increase the quantity and quality of locally grown food in food insecure communities.



[SEC. 760. There is hereby appropriated \$5,000,000 to remain available until September 30, 2022, to carry out section 4206 of Public Law 115–334.]

*This change deletes the entire section 760. This a one-time provision.*

**Section 761:** Requires that PL-480, Title II funds may only be used to provide assistance to recipient nations if adequate monitoring and controls, as determined by the Administrator of the U.S. Agency for International Development, are in place to ensure that emergency food aid is received by the intended beneficiaries in areas affected by food shortages and not diverted for unauthorized or inappropriate purposes.

[SEC. 761. Funds made available under title II of the Food for Peace Act (7 U.S.C. 1721 et seq.) may only be used to provide assistance to recipient nations if adequate monitoring and controls, as determined by the Administrator, are in place to ensure that emergency food aid is received by the intended beneficiaries in areas affected by food shortages and not diverted for unauthorized or inappropriate purposes.]

*This change deletes the entire section 761. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.*

**Section 762:** Inspection of Agricultural Research Service facilities will be inspected by Animal and Plant Health Inspection Service for compliance with the Animal Welfare Act.

SEC. [762]722. Notwithstanding any other provision of law ARS facilities as described in the “Memorandum of Understanding Between the U.S. Department of Agriculture Animal and Plant Health Inspection Service (APHIS) and the U.S. Department of Agriculture Agricultural Research Service (ARS) Concerning Laboratory Animal Welfare” (16-6100-0103-MU Revision 16-1) shall be inspected by APHIS for compliance with the Animal Welfare Act and its regulations and standards.

**Section 763:** Provides funding for mitigation banking.

[SEC. 763. There is hereby appropriated \$5,000,000, to remain available until expended, to carry out section 2103 of Public Law 115–334: Provided, That the Secretary shall prioritize the wetland compliance needs of areas with significant numbers of individual wetlands, wetland acres, and conservation compliance requests.]

*This change deletes the entire section 763. This a one-time provision.*

**Section 764:** Prohibits the use of funds to procure raw or processed poultry products imported

from China for use in the school lunch program, the Child and Adult Food Care Program, the Summer Food Service Program, or the School Breakfast Program.

[SEC. 764. None of the funds made available by this Act may be used to procure raw or processed poultry products imported into the United States from the People’s Republic of China for use in the school lunch program under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), the Child and Adult Care Food Program under section 17 of such Act (42 U.S.C. 1766), the Summer Food Service Program for Children under section 13 of such Act (42 U.S.C. 1761), or the school breakfast program under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.).]

*This change deletes* the entire section 764. Provisions of the Buy American Act restrict the Department’s ability to procure products from China for the Child Nutrition Programs.

**Section 765:** Provides funding for research, education, and outreach partnerships to study and promote seafood safety.

[SEC. 765. There is hereby appropriated \$1,000,000, for an additional amount for “Department of Health and Human Services -- Food and Drug Administration – Salaries and Expenses” to remain available until expended and in addition to amounts otherwise made available for such purposes, for the development or research, education, and outreach partnerships with academic institutions to study and promote seafood safety.]

*This change deletes* the entire section 765. This provision applies to funds provided to the Food and Drug Administration.

**Section 766:** Provides funding for a grant for an Agriculture Business Innovation Center at a historically black college or university for a technical assistance hub aimed at enhancing agriculture-based business development opportunities.

[SEC. 766. There is hereby appropriated \$2,000,000, to remain available until September 30, 2022, for the National Institute of Food and Agriculture to issue a competitive grant to support the establishment of an Agriculture Business Innovation Center at a historically black college or university to serve as a technical assistance hub to enhance agriculture-based business development opportunities.]

*This change deletes* the entire section 766. This a one-time provision.

**Section 767:** Language stating that only a school food authority (SFA) that had a negative balance in the nonprofit school food service account as of December 31, is required to comply with paid lunch equity requirements, which ensure the SFA has sufficient funds for meals served to students not eligible for free or reduced-price meals.

SEC. [767]723. For school year [2021–2022]2022-2023, only a school food authority that had a negative balance in the nonprofit school food service account as of December 31, [2020]2021, shall be required to establish a price for paid lunches in accordance with Section 12(p) of the Richard B. Russell National School Lunch Act, 42 U.S.C. 1760(p).

*This change updates the year.*

**Section 768:** Provides funding to establish the rural innovation stronger economy grant program.

[SEC. 768. There is hereby appropriated \$5,000,000 to remain available until September 30, 2022, to carry out section 6424 of Public Law 115–334.]

*This change deletes the entire section 768. The budget reflects funding for this program in an account.*

**Section 769:** Provides funding for grants from NIFA to support Centers of Excellence at 1890 Institutions.

[SEC. 769. In addition to any funds made available in this Act or any other Act, there is hereby appropriated \$10,000,000, to remain available until September 30, 2022, for grants from the National Institute of Food and Agriculture to the 1890 Institutions to support the Centers of Excellence.]

*This change deletes the entire section 769. This a one-time provision.*

**Section 770:** Provides funding to carry out a pilot program that provides technical assistance of current hospital management practices to improve financial health.

[SEC. 770. There is hereby appropriated \$2,000,000 to remain available until expended, for the Secretary of Agriculture to carry out a pilot program that assists rural hospitals to improve long-term operations and financial health by providing technical assistance through analysis of current hospital management practices.]

*This change deletes the entire section 770. This a one-time provision.*

**Section 771:** Provides funding for technical assistance and construction of regional wastewater systems for historically impoverished communities that have had difficulty in installing traditional wastewater treatment systems due to soil conditions.

[SEC. 771. In addition to amounts otherwise made available by this or any other Act,

there is hereby appropriated \$5,000,000, to remain available until expended, to the Secretary for a pilot program to provide grants to a regional consortium to fund technical assistance and construction of regional wastewater systems for historically impoverished communities that have had difficulty in installing traditional wastewater treatment systems due to soil conditions.]

*This change deletes the entire section 771. This a one-time provision.*

**Section 772:** Requires APHIS to issue a notice in the Federal Register of proposed rulemaking to seek comments on the effects of lifting the stay issued in the Federal Register on July 31, 2013, related to final rule establishing regulations under which research facilities and dealers, exhibitors, intermediate handlers, and carriers must meet certain requirements for contingency planning and training of personnel and publish if the stay is lifted.

[SEC. 772. The Secretary of Agriculture shall --

(1) within 180 days of enactment of this Act publish a notice of proposed rulemaking in the Federal Register seeking public comments on the effects of lifting the stay issued on July 31, 2013 (78 Fed. Reg. 46255) with consideration given to changes in industry and implementation of certain rulemakings since the publication of the stay;

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

(3) not later than 180 days after the end of the comment period, publish in the Federal Register the date upon which the stay is lifted if such action is justified based upon the comments received.]

*This change deletes the entire section 772. This is a one-time provision.*

**Section 773:** Provides funding to carry out Section 23 of the Child Nutrition Act of which \$2 million shall be for grants to Puerto Rico, Northern Mariana Islands, U.S. Virgin Islands, Guam, and American Samoa.

[SEC. 773. There is hereby appropriated \$6,000,000, to remain available until September 30, 2022, to carry out section 23 of the Child Nutrition Act of 1966 (42 U.S.C. 1793), of which \$2,000,000 shall be for grants under such section to the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, Guam, and American Samoa.]

*This change deletes the entire section 773. This a one-time provision.*

**Section 774:** Clarifies USDA's authority to set aside funds for the Biotechnology Risk Assessment Research Grants Program.

SEC. ~~[774]~~724. Any funds made available by this or any other Act that the Secretary

withholds pursuant to section 1668(g)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5921(g)(2)), as amended, shall be available for grants for biotechnology risk assessment research: *Provided*, That the Secretary may transfer such funds to appropriations of the Department of Agriculture.

**Section 775:** Provides funding for the ReConnect program and offset from the Cushion of Credit Account.

SEC. [775]725. [(a) There is hereby appropriated \$300,000,000, to remain available until expended, for an additional amount for section 779 of Public Law 115–141.]

[(b)] Section 313(b) of the Rural Electrification Act of 1936, as amended (7 U.S.C. 940c(b)), shall be applied for fiscal year 2020 and each fiscal year thereafter until the specified funding has been expended as if the following were inserted after the final period in subsection (b)(2): “In addition, the Secretary shall use \$425,000,000 of funds available in this subaccount in fiscal year 2019 for an additional amount for the same purpose and under the same terms and conditions as funds appropriated by section 779 of Public Law 115–141, shall use \$255,000,000 of funds available in this subaccount in fiscal year 2020 for an additional amount for the same purpose and under the same terms and conditions as funds appropriated by section 779 of Public Law 115–141, [and] shall use \$104,000,000 of funds available in this subaccount in fiscal year 2020 for an additional amount for the same purpose and under the same terms and conditions as funds appropriated by section 779 of Public Law 115–141, and shall use \$50,000,000 of funds available in this subaccount in fiscal year 2022 for an additional amount for the same purpose and under the same terms and conditions as funds appropriated by section 779 of Public Law 115–141.”: *Provided*, That any use of such funds shall be treated as a reprogramming of funds under section 716 of this Act.

[(c) Section 787(b) of division B of Public Law 116–6 shall no longer apply.]

*The first and fifth changes delete parts a and c from section 775. This language is in the Distance Learning Telemedicine Broadband program account and the budget reflects funding for this program in the account.*

*The second change deletes the numbering for b.*

*The third and fourth changes revises language for grammar and to provide funding in 2022 for the program from the Cushion of Credit in the amount of \$50,000,000.*

**Section 776:** Provides funding to establish the Food Loss and Waste Reduction liaison.

[SEC. 776. There is hereby appropriated \$500,000 to carry out section 224 of Subtitle A of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6924) as amended by section 12504 of Public Law 115–334.]

*This change deletes the entire section 776. The budget reflects funding for this program in the*

account.

**Section 777:** Provides funding to establish a Honeybee and Pollinator Research Coordinator.

[SEC. 777. There is hereby appropriated \$400,000 to carry out section 1672(g)(4)(B) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(g)(4)(B)) as amended by section 7209 of Public Law 115–334.]

*This change deletes* the entire section 777. The budget does not include funding for this program.

**Section 778:** Requires "genetically engineered" be included prior to the acceptable market name of any engineered animal approved prior to the effective date of the National Bioengineered Food Disclosure Standard (February 19, 2019).

[SEC. 778. Notwithstanding any other provision of law, the acceptable market name of any engineered animal approved prior to the effective date of the National Bioengineered Food Disclosure Standard (February 19, 2019) shall include the words "genetically engineered" prior to the existing acceptable market name.]

*This change deletes* the entire section 778. This change is requested to be consistent with "bio engineered" terminology used in the standards.

**Section 779:** Provides funding for NIFA to create a public-private cooperative framework to share big data generated by technological advancements in the agriculture industry.

[SEC. 779. For an additional amount for "National Institute of Food and Agriculture – Research and Education Activities", \$500,000, to develop a public-private cooperative framework based on open data standards for neutral data repository solutions to preserve the big data generated by technological advancements in the agriculture industry and for the preservation and curation of data in collaboration with land-grant universities.]

*This change deletes* the entire section 779. This is a one-time provision.

**Section 780:** Prohibits the use of funds to reorganize an agency outside of the mission area it was located in on August 1, 2018, without specific legislation affirming the move.

[SEC. 780. Notwithstanding any other provision of law, no funds available to the Department of Agriculture may be used to move any agency from the mission area in which it was located on August 1, 2018, to any other mission area or office within the Department in the absence of the enactment of specific legislation affirming such move.]

*This change deletes* the entire section 780. This change is requested to provide the Secretary the flexibility needed to carry out the programs of the Department in the most efficient and effective manner.

**Section 781:** Provides funding for RD to a pilot program for assisting rural communities to develop renewable energy.

[SEC. 781. There is hereby appropriated \$10,000,000, to remain available until expended, for the Secretary of Agriculture to carry out a pilot program to provide financial assistance for rural communities to further develop renewable energy.]

*This change deletes* the entire section 781. This is a one-time provision.

**Section 782:** Revises the date of repeal of 7 U.S.C. 5940, Legitimacy of industrial hemp research.

[SEC. 782. Section 7605(b) of the Agriculture Improvement Act of 2018 (7 U.S.C. 5940 note; Public Law 115-334) is amended by striking “September 30, 2021” and inserting “January 1, 2022”.]

*This change deletes* the entire section 782. This a one-time provision that amended the law and is no longer required.

**Section 783:** Extends the period to December 31, 2021, in which authorization may not be denied or revoked if a facility is determined to be an institution prohibited from using SNAP funds.

[SEC. 783. Section 9(i)(2) of the Food and Nutrition Act of 2008 (7 U.S.C. 2018(i)(2)) is amended by striking “December 31, 2020” and inserting “December 31, 2021”.]

*This change deletes* the entire section 783. This provision provided a one-time extension.

**Section 784:** Revises language related to the broadband loan and grant pilot program authorized by Section 779 of the FY 2018 Appropriations Act.

[SEC. 784. Section 779 of Public Law 115-141 is amended by striking “expansion efforts made” and inserting “service in service area” in the fourth provisor, and by inserting “, unless such service area is no provided sufficient access to broadband at a minimum service threshold” after “Rural Utilities Service” in the fourth proviso.]

*This change deletes* the entire section 784. This a one-time provision that amended the law and is no longer required.

**Section 785:** Provides funding for FNS to provide additional services under Child Nutrition/SNA program.

[SEC. 785. In addition to amounts otherwise provided, there is hereby appropriated \$1,000,000, to remain available until expended, to carry out activities authorized under subsections (a)(2) and (c)(2) of Section 21 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769b-1(a)(2) and (c)(2)).]

*This change deletes the entire section 785. This is a one-time provision.*

**Section 786:** Provides authorization for NRCS to provide technical assistance for the Watershed Operations and Rehabilitation and the Emergency Watershed Protection Program.

SEC. [786]726. The Secretary, acting through the Chief of the Natural Resources Conservation Service, may use funds appropriated under this Act or any other Act for the Watershed and Flood Prevention Operations Program and the Watershed Rehabilitation Program carried out pursuant to the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001 et seq.), and for the Emergency Watershed Protection Program carried out pursuant to section 403 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203) to provide technical services for such programs pursuant to section 1252(a)(1) of the Food Security Act of 1985 (16 U.S.C. 3851(a)(1)), notwithstanding subsection (c) of such section.

*This change adds language to authorize funds being provided in other Acts which will allow the Emergency Watershed Protection Program to apply the authorization granted in this Act.*

**Section 787:** This provision requires a report on the safety of shrimp imports from the Food and Drug Administration.

[SEC. 787. (a) The Secretary of Health and Human Services, acting through the Commission of Food and Drugs (Commissioner), shall develop and, if it determines feasible, implement a number of options for regulating the export of shrimp to the United States from other countries, including the three largest exporting countries by volume to the United States over the last three calendar years, such as sampling of products prior to export to the United States, increasing foreign inspections of export facilities, increased seafood importer inspections, foreign surveillance inspections at overseas manufacturing sites, enhanced import screening, higher rates of examination and sampling, use of third-party audits, and formal seafood arrangements with foreign competent authorities.

(b) The Commissioner shall especially give priority consideration to the following with the funds appropriated --



- (1) that appropriate controls are applied to shrimp feed and production ponds, processing plants, and facilities throughout the chain of distribution to determine compliance with seafood safety requirements;
- (2) dedicate its inspectional effort to determine compliance with seafood arrangements, once established, from any dedicated funds;
- (3) provide an annual report to the Committee before the end of fiscal years 2021, 2022, and 2023 with the reporting requirement goal being to provide the Committee information related to FDA’s oversight of the safety of shrimp productions imported into the United States.]

*This change deletes the entire section 787. This provision applies to the Food and Drug Administration.*

**Section 788:** Provides funding for a NOAA Working Group for research for Farming of Kelp and Seagrass.

[SEC. 788. There is hereby appropriated \$1,000,000 to carry out the duties of the working group established under section 70 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2019 (Public Law 116-6; 133 Stat. 89).]

*This change deletes the entire section 788. This a one-time provision.*

**Section 789:** Provides limitation on funding for Food and Nutrition Service to restrict offering flavored 1% milk in the National School Lunch Program or School Breakfast Program.

[SEC. 789. None of the funds made available for this or any other act may be used to restrict the offering of low-fat (1% fat) flavored milk in the National School Lunch Program or School Breakfast Program, as long as such milk is not inconsistent with the most recent Dietary Guidelines for Americans published under section 301 of the National Nutrition Monitoring and Related Research Act of 1990.]

*This change deletes the entire section 789. This a one-time provision.*

**Section 790:** Requires a plan be developed to allow the Food and Drug Administration related to compliance with FDA laws and regulations related to imported products.

[SEC. 790. The Commissioner of the Food and Drug Administration shall develop a plan within 180 days of enactment that would allow the Agency to identify, detain and refuse all FDA regulated products originating from foreign establishments that did not allow

FDA investigators immediate physical access to the registered establishment and its records to determine a registered establishment’s ongoing compliance with FDA laws and regulations. Any foreign establishment that meets these criteria may be placed on import alert. This import alert would be specific for this foreign establishment, focusing on detaining all products from this establishment.]

*This change deletes* the entire section 790. This provision applies to the Food and Drug Administration.

**Section 791:** Provides additional guidance on the Rural Utilities Service ReConnect Pilot Program funding usage.

[SEC. 791. In administering the pilot program established by section 779 of division A of the Consolidated Appropriations Act, 2018 (Public Law 115–141), the Secretary of Agriculture may, for purposes of determining entities eligible to receive assistance, consider those communities which are “Areas Rural in Character”: *Provided*, That not more than 10 percent of the funds made available by section 775 may be used for this purpose.]

*This change deletes* the entire section 791. This a one-time provision.

**Section 792:** Provides funding for the Goodfellow Federal Facility relocation.

[SEC. 792. There is hereby appropriated \$45,861,000 for the Goodfellow Federal facility, to remain available until expended, of which \$20,000,000 shall be transferred to and merged with the appropriation for “Office of the Chief Information Officer”, \$16,046,000 shall be transferred to and merged with the appropriation for “Food Safety and Inspection Service”, and of which \$9,815,000 shall be transferred to and merged with the appropriation for “Rural Development, Salaries and Expenses”.]

*This change deletes* the entire section 792. This a one-time provision.

**Section 793:** Rescinds unobligated balances from the Rural Utilities Service, Rural Broadband loan program.

[SEC. 793. Of the unobligated balances from prior year appropriations made available under the heading “Distance Learning, Telemedicine, and Broadband Program” for the cost of broadband loans, as authorized by section 601 of the Rural Electrification Act, \$12,000,000 are hereby rescinded.]

*This change deletes the entire section 793. This provision provided a one-time rescission.*

**Section 794:** Extension of funding for Rural Community Facilities Direct Loan for re-lenders obligated in FY 2016 to remain available through FY 2026 for liquidation.

[SEC. 794. Funds made available in the Consolidated Appropriations Act, 2016 (Public Law 114–113) for the “Rural Community Facilities Program Account” under section 306 of the Consolidated Farm and Rural Development Act, 7 U.S.C. 1926, for the principal amount of direct loans to eligible approved re-lenders are to remain available through fiscal year 2026 for the liquidation of valid obligations incurred in fiscal year 2016.]

*This change deletes the entire section 794. This a one-time provision.*

**Section 795:** Continues language prohibiting inspections of horses for slaughter.

SEC. [795]~~727~~. None of the funds made available by this Act may be used to pay the salaries or expenses of personnel — :

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

**Section 796:** Requires a review be completed and report provided on dietary guidelines for Americans from the National Academy of Sciences, Engineering and Medicine.

[SEC. 796. Not later than 1 year after the date of enactment of this Act, the National Academy of Sciences, Engineering, and Medicine shall complete a review and provide a report to the Secretary of Agriculture, the Secretary of Health and Human Services, and the Congress, on the most recent edition of the dietary guidelines for Americans that includes the following:

- (1) A comparative analysis of the scientific methodologies, review protocols, and evaluation processes used to develop the most recently issued guidelines as compared to recommendations included in the National Academy of Sciences, Engineering, and Medicine September 2017 report entitled “Redesigning the Process for Establishing the Dietary Guidelines for Americans”.
- (2) A comparative analysis of the scientific studies used to develop such guidelines to determine the dietary needs of Americans with diet-related metabolic diseases as compared to the most current and rigorous scientific studies on diet and diet-related metabolic diseases available.
- (3) An analysis of how full implementation of the recommendations described in

paragraph (1) would have affected the most recently issued guidelines.]

*This change deletes the entire section 796. This a one-time provision.*

**Section 797:** Provides funding to APHIS for combating and treating cogongrass.

[SEC. 797. (a) There is hereby appropriated \$3,000,000, to remain available until expended, for a pilot program for the Animal and Plant Health Inspection Service to provide grants to State departments of agriculture and forestry commissions in states identified in the final environmental assessment published in the Federal Register on September 23, 2020 (85 Fed. Reg. 59735), to combat and treat cogongrass through established cogongrass control programs.

(b) Any remaining unobligated balances of funds made available for field crop and rangeland ecosystem pests under the headings “Animal and Plant Health Inspection Service—Salaries and Expenses”, in the Consolidated Appropriations Act, 2019 (Public Law 116–6) and the Further Consolidated Appropriations Act, 2020 (Public Law 116–94), and specifically provided as funds for APHIS to partner with states in the control and eradication of the cogongrass weed in the conference report accompanying Public Law 116–6 and in the explanatory statement described in section 4 in the matter preceding division A of Public Law 116–94, are hereby permanently rescinded, and an amount of additional new budget authority equivalent to the amount rescinded is hereby appropriated, to remain available until expended in addition to other funds as may be available for such purposes, for the same purposes and under the same conditions as the funds made available under subsection (a) of this section.

(c) Not to exceed 2 percent of the funds provided under this section shall be available for necessary costs of grant administration.]

*This change deletes the entire section 797. This a one-time provision.*

**Section 798:** Provides funding to NIFA for a blue-ribbon panel to evaluate and provide a new architecture on the overall structure to better coordinate the collective work of the research and education through the public and land-grant universities.

[SEC. 798. For an additional amount for “National Institute of Food and Agriculture—Research and Education Activities”, \$300,000, for the Under Secretary for Research, Education, and Economics to convene a blue-ribbon panel for the purpose of evaluating the overall structure of research and education through the public and land-grant universities, including 1890 Institutions, to define a new architecture that can better integrate, coordinate, and assess economic impact of the collective work of these institutions.]

*This change deletes the entire section 798. This a one-time provision.*

**Section 799:** Provides funding to NIFA to establish a Farm of the Future testbed and demonstration site.

[SEC. 799. For an additional amount for “National Institute of Food and Agriculture— Research and Education Activities”, \$4,000,000, to remain available until September 30, 2022, for a competitive grant to an institution in the land-grant university system to establish a Farm of the Future testbed and demonstration site.]

*This change deletes the entire section 799. This a one-time provision.*

**Section 799A:** Provides funding to AMS to be used for established dairy business innovation initiatives.

[SEC. 799A. There is hereby appropriated \$22,000,000, to remain available until expended, to carry out section 12513 of Public Law 115–334: *Provided*, That of the amounts made available, \$20,000,000 shall be for established dairy business innovation initiatives and the Secretary shall take measures to ensure an equal distribution of funds between the three regional innovation initiatives.]

*This change deletes the entire section 799A. This a one-time provision.*

**Section 799B:** Restricts usage of funds to propose, finalize, or implement any regulation which disseminates a new user fee pursuant to 31 U.S.C. 9701.

[SEC. 799B. None of the funds appropriated or otherwise made available by this Act shall be available for the United States Department of Agriculture to propose, finalize or implement any regulation that would promulgate new user fees pursuant to 31 U.S.C. 9701 after the date of the enactment of this Act.]

*This change deletes the entire section 799B. This a one-time provision.*

**Section 799C:** Includes language that allows unobligated balances provided in the CARES act to be available for WHIP+ and allows unobligated block grant funds to be available for WHIP+.

[SEC. 799C. (a) Any remaining unobligated balances of funds made available under the heading “Department of Agriculture— Agricultural Programs— Processing, Research and Marketing— Office of the Secretary” in subsections (b) and (d) of section 791 of division B of the Further Consolidated Appropriations Act, 2020 Public Law 116–94 for block grants to eligible states and territories pursuant to the first proviso under the heading “Department of Agriculture— Agricultural Programs— Processing, Research and Marketing— Office of the Secretary” in the Additional Supplemental

Appropriations for Disaster Relief Act of 2019 Public Law 116–20, as amended by subsection (c) of section 791 of division B Public Law 116–94, may be made available for any of the other purposes and under the same authorities and conditions for those purposes as the funds made available under such heading in such Act, and for the purposes specified and under the same authorities and conditions as in the first, second, third, and fourth provisos of subsection (b) of section 791 of division B of Public Law 116–94: *Provided*, That this section shall not be effective before the award of the block grants that were announced prior to the date of enactment of this Act: *Provided further*, That any block grant amounts that were announced prior to the date of enactment of this Act and are subsequently awarded shall not be returned to the Farm Service Agency until the date specified in the grant agreement.

(b) Of the remaining unobligated balances of funds made available under the heading “Department of Agriculture—Agricultural Programs—Processing, Research and Marketing—Office of the Secretary” in the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116–136), \$1,000,000,000 shall be made available for the same purposes and under the same authorities and conditions as the funds made available under the heading “Department of Agriculture—Agricultural Programs—Processing, Research and Marketing—Office of the Secretary” in the Additional Supplemental Appropriations for Disaster Relief Act of 2019 (Public Law 116–20), as of December 19, 2019, and for the purposes specified and under the same authorities and conditions as in the first, second, third, and fourth provisos of subsection (b) of section 791 of division B of Public Law 116–94.

(c) The amounts repurposed pursuant to this section that were previously designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress as an emergency requirement pursuant to that section of that Act.]

*This change deletes the entire section 799C. This a one-time provision.*

**Section 799D:** Provides funding to offset losses of quarantine and inspection fees resulting from the coronavirus pandemic.

[SEC. 799D. For necessary expenses for salary and related costs associated with Agriculture Quarantine and Inspection Services activities pursuant to 21 U.S.C. 136a(6), and in addition to any other funds made available for this purpose, there is appropriated, out of any money in the Treasury not otherwise appropriated, \$635,000,000, to remain available until September 30, 2022, to offset the loss resulting from the coronavirus pandemic of quarantine and inspection fees collected pursuant to sections 2508 and 2509 of the Food, Agriculture, Conservation, and Trade Act of 1990 (21 U.S.C. 136, 136a): *Provided*, That amounts made available in this section shall be treated as funds collected by fees authorized under sections 2508 and 2509 of the Food,

Agriculture, Conservation, and Trade Act of 1990 (21 U.S.C. 136, 136a) for purposes of section 421(f) of the Homeland Security Act of 2002 (6 U.S.C. 231(f)): *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.]

*This change deletes the entire section 799D. This a one-time provision.*

**Section 728:** Provides \$12 million to support grants and technical assistance to implement farm to school programs that improve access to local foods in eligible schools.

SEC 728. In addition to any other funds made available in this Act or any other Act, there is appropriated \$12,000,000 to carry out section 18(g) of the Richard B. Russell National School Lunch Act, as amended (42 U.S.C. 1769(g)), to remain available until expended.

**Section 729:** Allows unobligated balances from the Farm Service Agency, the Farm Production and Conservation Center, and the Rural Development mission area salaries and expenses account to be used for information technology expenses through FY 2023.

SEC. 729. Notwithstanding any other provision of law, unobligated balances from appropriations made available for salaries and expenses in this Act for the Farm Service Agency, the Farm Production and Conservation Business Center, and the Rural Development mission area shall remain available through September 30, 2023, for information technology expenses.

**Section 730:** Clarifies meat and meat food production, poultry and poultry products, and egg products inspections responsibilities and cost recovery under certain circumstances.

Sec. 730. The cost of inspection rendered under the requirements of laws relating to Federal inspection of meat and meat food productions, Federal Meat Inspection Act (21 U.S.C 695); poultry and poultry products, Poultry Products Inspection Act (21 U.S.C. 468); and egg products, Egg Products Inspection Act (21 U.S.C. 1053(a)), shall be borne by the United States, except for the cost of inspection services provided outside of an establishment's approved inspection shift(s), and that provided on Federal holidays, which shall be borne by the establishment: Provided, That sums received by the Secretary shall remain available until expended without further appropriation and without fiscal year limitation.

**Section 731:** Transfers the National Bio and Agro-Defense Facility from the Secretary of Homeland Security to the Secretary of Agriculture.

Sec. 731. The National Bio and Agro-Defense Facility shall be transferred without reimbursement from the Secretary of Homeland Security to the Secretary of Agriculture.

**Section 732:** Amends the Federal Food, Drug, and Cosmetic Act to allow for inflation of the maximum fees collected for the Health and Human Services Secretary's certification on the export product being unadulterated or misbranded.

Sec. 732. Section 801(e)(4) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 381(e)(4)) is amended --(a) in subparagraph (B) by striking "but shall not exceed \$175 for each certification" and inserting "in an amount specified in subparagraph (E)"; and (b) by adding at the end of the following new subparagraphs: "(E) The fee for each written export certification issued by the Secretary under this paragraph shall not exceed -- (i)\$600 for fiscal year 2022; and (ii) for each subsequent fiscal year, the prior fiscal year maximum amount multiplied by the inflation adjustment under section 738(c)(2)(C), applied without regard to the limitation in clause (ii)(II) of such subparagraph. (F) The Secretary shall, for each fiscal year, publish in the Federal Register a notice of the export certification fee under this paragraph for such year, not later than 60 days before such fee takes effect."

**Section 733:** Allows the availability of salaries and expenses to be available for primary and secondary schooling of eligible dependents of Health and Human Services personnel stationed in Puerto Rico, Northern Mariana Islands, and possessions of the United States.

Sec. 733. Funds appropriated in this or any prior Act that are available for salaries and expenses of employees of the Food and Drug Administration shall also be available for the primary and secondary schooling of eligible dependents of HHS personnel stationed in the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, and the possessions of the United States at costs not in excess of those paid for or reimbursed by the Department of Defense.